

Complete Bills of Interest – as of April 20, 2009

AB 3 Renewable Energy Workforce Readiness
Author: Perez
Version: 04/13/2009
Location: Assembly Rules Committee

Summary: This bill would require the Workforce Investment Board (WIB), by January 1, 2011, to establish a Renewable Energy Workforce Readiness Initiative to ensure green collar career placement and advancement opportunities within California's renewable energy manufacturing, construction, installation, maintenance, and operation sectors that is targeted towards:

- (a) Low-income and disadvantaged populations;
- (b) At-risk youth;
- (c) Formerly incarcerated nonviolent offenders;
- (d) Displaced and incumbent workers in transition; and
- (e) Veterans of past or present military service.

The initiative would award training grants, on a competitive basis, to various entities including community colleges, to implement and operate renewable energy worker training and education programs in the state. The board would be required to submit to the Legislature, by January 1, 2012, a report on the implementation of the initiative and to implement the initiative, upon appropriation by the Legislature, using moneys from an unspecified source

Position: Support

AB 10 Public Funds
Author: Hagman
Version: 12/01/2008
Location: Assembly Elections & Redistricting Committee

Summary: This bill would make it unlawful for officials, officers, directors, appointees, employees, agents, or consultants, or organizations or associations that represent local agencies from using, or permitting others to use, public resources to commence an action to enjoin the operation of any law or constitutional amendment proposed by initiative petition and approved by the people at a general election or a special election.

Position: Oppose

AB 35 Workforce Development and Career Technical Education
Author: Furutani
Version: 04/13/2009
Location: Assembly Higher Education Committee

Summary: This bill would require the California Postsecondary Education Commission, in conjunction with the State Department of Education and the California Workforce Investment Board, to conduct stakeholder meetings to develop recommendations for a strategic plan for workforce development and career technical education in the public education system and would require the commission to report the recommendations to the Legislature.

Position: Watch

Question for discussion:

Does CPEC staff have the knowledge and background to develop such a plan? Should CPEC (as a postsecondary education commission, have any role in determining policy for the K-12 public school system? Should the League remain “on the sidelines” since this bill involves the K-12 education system or should community college request inclusion within this bill?

AB 36 Basic Skills Training and Contextualized Learning
Author: Furutani
Version: 04/13/2009
Location: Assembly Higher Education Committee

Summary: This bill would declare legislative intent to enact legislation for development of a readiness year program in the public education system that would provide basic skills training for individuals entering or reentering an academic institution or the workforce and prepare those individuals to meet California's career technical education and workforce development needs. It would require the California Postsecondary Education Commission, in consultation with the office of the Chancellor of the California Community Colleges, to submit a report to the Legislature providing recommendations for basic skills training and contextualized learning programs in the public education system.

Position: Watch

Question for discussion:

• Is this an appropriate role for CPEC? Do they have staff who are knowledgeable about basic skills training and contextualized learning programs? Should community colleges be involved since this is a K-12 bill?

AB 37 Honorary Degrees: WWII Internees
Author: Furutani
Version: 04/15/2009
Location: Assembly Appropriations Committee
Summary: This bill would require the California State University Trustees and the Board of Governors of the California Community Colleges to work with their respective colleges and universities to confer honorary degrees on those who were unable to complete their studies due to the World War II executive order which caused the evacuation, relocation, and internment of individuals of Japanese ancestry, and expresses legislative intent that postsecondary educational institutions allow a representative to accept an honorary degree on behalf of individuals who are deceased.

Position: Support if amended (to provide that the honorary degrees will be conferred upon request of a qualified individual or his/her next-of-kin.)

AB 38 Resident Classification for Veterans
Author: Salas
Version: 12/01/2008
Location: Assembly Veterans Affairs Committee

Summary: This bill would enact the Veterans Education Assistance Act of 2009, which would entitle a student who was a member of the Armed Forces to resident classification for the length of time he or she lives in this state after being discharged up to the minimum time necessary to become a resident, if the student is eligible for federal veterans education benefits; was honorably discharged or released from service; and has documentation of a domicile in the state and of a community service (volunteer) position approved by the institution.

Position: Support

AB 48 Private Postsecondary Education
Author: Portantino
Version: 04/02/2009
Location: Assembly Business and Professions Committee

Summary: This bill would establish the Bureau for Private Postsecondary Education in the Department of Consumer Affairs to monitor private postsecondary institutions.

Position: Oppose unless amended (to exempt all public higher education institutions and all private postsecondary institutions offering instruction in California which are accredited by either the Accrediting Commission for Senior Colleges and Universities, Western Association of Schools and Colleges, or the Accrediting Commission for Community and Junior Colleges and Universities, Western Association of Schools and Colleges.)

AB 78 Concurrent Enrollment
Author: Portantino
Version: 12/18/2008
Location: Assembly Appropriations Committee

Summary: This bill would broaden authorization for these programs by:

- authorizing school districts to enter into partnerships with community college districts to provide secondary school pupils with the opportunity to benefit from advanced scholastic, career-technical, or other coursework (including basic skills and English as a Second Language) at a community college campus;
- deleting provisions of law which require the principal of a school to determine whether a pupil meets various criteria before recommending the pupil for community college summer session;
- deleting provisions of law which prohibit the principal from recommending for community college summer session attendance more than 5% of the total number of pupils from any particular grade level who completed that grade immediately prior to the time of recommendation; and
- providing a procedure for a pupil who has not yet attained secondary school level to receive approval from a district governing board in order to attend a community college.

Position: Watch

Comments: Staff will work with the author to remove low priority provisions (such as eligibility of elementary school students and basic skills instruction) from the bill to ensure that it is amenable to both the System and Department of Finance.

Issues for Discussion:

- Should community colleges support broadening these programs in this manner or await the work of the task force on concurrent enrollment and its recommendations about the most appropriate and important changes which should be made in this program during a time of limited resources?
- Is it appropriate for community college to provide basic skills classes for high school students when there are other priorities for limited community college spaces?

AB 137 Open Meetings: Local Advisory Committees
Author: Jeffries
Version: 01/20/2009
Location: Assembly Local Government Committee

Summary: This bill would further limit exceptions to the open meeting requirements of the Brown Act to exclude meetings of advisory committees of local legislative bodies which are composed solely of the members of that legislative body and are less than a quorum only when the advisory committee's "subject matter has cumulatively lasted over two years."

Position: Oppose

Questions for Discussion:

- Have there been abuses which would make it necessary or appropriate to further limit the exceptions to the Brown Open Meetings Act?

AB 167 High School Graduation: Foster Children
Author: Adams
Version: 03/25/2009
Location: Assembly Appropriations Committee

Summary: This bill would require a school district to:

- exempt a foster child who transfers to the district in grade 11 or 12 and who otherwise would not be able to graduate from high school from any additional coursework requirements the governing board has adopted;
- notify a pupil in foster care who is granted an exemption, and, as appropriate, the person holding the right to make educational decisions for the pupil, if any of the requirements that are waived will affect the pupil's ability to gain admission to a postsecondary educational institution; and
- to provide information about “transfer opportunities” available through the California Community Colleges.

Position: Support (and seek amendments to reflect proper language regarding community college attendance)

AB 216 Public Contracts: Claims
Author: Beall
Version: 02/03/2009
Location: Assembly Judiciary Committee

Summary: This bill would provide for a mediation process and binding arbitration for claim disputes on public works over \$100,000 between a contractor and a charter city, charter county or local agency, including community college districts that do not have an alternative dispute process.

Position: Oppose

Questions for Discussion:

- Does binding arbitration reduce costs for districts? Are colleges ready to submit to binding arbitration in which no appeal is allowed – or would it be preferable to go to trial? Does arbitration save money for districts?

AB 218 Accountability
Author: Portantino
Version: 02/03/2009
Location: Assembly Appropriations Committee

Summary: This bill would establish a statewide accountability framework as the basis for a biennial assessment of the progress made by the state’s postsecondary education systems in meeting measurable educational and economic goals. It would require the Legislative Analyst’s Office and the Department of Finance to convene a Technical Advisory Committee (TAC) to “coordinate the technical specifications of the summary aggregate indicator data needed to address six state policy questions;” determine the accessibility of indicator data for developing this information while building upon existing data including that required by Education Code § 84754.3 (the ARCC report); and report on the recommended indicator data to be collected and reported for the accountability framework by January 30, 2010. It also would establish legislative intent that, by January 1, 2012, the Governor should appoint a task force including representatives of the Governor, the Secretary of Education, legislative policy committee chairs and vice-chairs, the Superintendent of Public Instruction, a business representative, and three national organizations with experience in accountability as well as an advisory body to the task force including a representatives of each of the three public systems of higher education, the LAO and DOF, legislative policy staff and CPEC. Finally, it would require the CCC and CSU, and urge UC and AICCU, to provide biennial reports to CPEC by August 1 of even-numbered years, beginning in 2010, linking the state accountability reporting structure and segmental accountability efforts; and request the segments to report on that linkage at a joint legislative hearing to be convened by December 30, 2010 and biennially thereafter.

Position: Watch

Questions for Discussion:

- Should community colleges have to submit to this when ours is the only segment which already has extensive reporting requirements (the ARCC report) in statute?

AB 220 Public Education Facilities Bond Act of 2009
Author: Brownley
Version: 02/04/2009
Location: Assembly Education Committee

Summary: This spot bill would state legislative intent to create a Kindergarten-University Public Education Facilities Bond Act of 2009, to become operative only if approved by the voters at the November 3, 2009, statewide general election; and would state legislative intent that such a bond act, if approved by the voters at that election, would provide for the issuance of an unspecified amount of state general obligation bonds to provide aid to school districts, county superintendents of schools, county boards of education, the California Community Colleges, the University of California, the Hastings College of the Law, and the California State University to construct and modernize education facilities.

Position: Watch

AB 224 Higher Education Boards: Internet Access
Author: Portantino
Version: 04/14/2009
Location: Assembly Floor

Summary: This bill would require the boards of the California Community Colleges, the California State University, the California Postsecondary Education Commission, and the California Student Aid Commission (and request the Regents of the UC) to make available on the Internet an audio broadcast of each of their meetings that is open to the public; and would further declare that it is not a violation if technical failures prevent the entity from making a live audio broadcast available so long as the entity exercised reasonable diligence to make it available.

Position: Support

AB 284 Charter Schools
Author: Garrick
Version: 03/23/2009
Location: Assembly Education Committee

Summary: This bill would authorize a petition to establish a charter school to be submitted for approval to the president of a California State University campus or the governing board of a community college district if the petition proposes the operation of a charter school within the county in which the university or community college maintains a campus, and would allow the president and the college governing board to grant such a petition, and, if granted, would require them to assume all of the duties, responsibilities, functions, and obligations that the governing board of a school district assumes when it grants a charter petition. A charter school established pursuant to this bill would be required to directly receive the state aid portion of the charter school's total general-purpose entitlement, categorical block grant, other state and federal categorical aid, and lottery funds.

Position: Watch

Question for Discussion:

• Would the funding provisions disqualify or otherwise disadvantage community college districts? Is this an appropriate year to consider charter community colleges, given all the other demands on the colleges and the system?

AB 336 Tuition Exemption: Firefighters
Author: Yamada
Version: 02/18/2009
Location: Assembly Higher Education Committee

Summary: This bill would allow a community college to classify a nonresident student who has been hired by a public agency as a resident for purposes of enrollment in, and completion of, firefighter training courses at a community college if the student has passed all other requirements of the public agency and written assurances are provided by that agency that it intends to classify the student as a firefighter upon successful completion of the firefighter training course.

Position: Support

Question for Discussion:

• Is it reasonable to give community colleges authority to enroll these firefighter training students as residents since it is permissive and since this same permission is allowed for those receiving training as police officers?

AB 385 Finance
Author: Block
Version: 02/23/2009
Location: Assembly Appropriations Committee

Summary: This bill would revise the community college finance formula to delete the language in current law which limits to 2% the difference between the actual unemployment rate and a rate of 5% when calculating the workload measure.

Position: Support

Question for Discussion:

• Is it reasonable to delete the 2% limitation since unemployment in California reached 10.5% in late March and the colleges have over 100,000 unfunded students?

AB 386 Students with Disabilities
Author: Ruskin
Version: 04/13/2009
Location: Assembly Higher Education Committee

Summary: This bill would expand the definition of non-printed materials for students with disabilities to include audiovisual works and digital media files including podcasts, and Web clips, as well as require that publishers make the electronic version of these materials compatible with audiovisual captioning software for the deaf. The bill would additionally require publishers and manufacturers to provide a captioned copy of non-printed instructional materials, upon request by a public postsecondary educational institution, and authorize that institution to create a captioned copy if the publisher or manufacturer fails to provide the captioned copy.

Position: Support (BOG-sponsored bill)

AB 406 School Personnel
Author: Yamada
Version: 04/14/2009
Location: Assembly Appropriations Committee

Summary: This bill would establish the Classified School Employee Training Program to be administered by the Superintendent of Public Instruction to award incentive funding to school districts, county offices of education, charter schools, and community college districts for instruction and training in a broad list of areas, including curriculum frameworks, pupil and campus safety, management strategies and best practices regarding the use of educational technology and several other areas, for classified school employees. This bill also requires that these provisions would not become operative unless and until the Superintendent certifies that the funding for this bill in the fiscal year in which the program commences exceeds the amount appropriated for the Administrator Training Program in the Budget Act of 2009; and would require the State Department of Education, after the program has been operative for no more than 3 years, to develop, subject to review and approval by the state board, a report for submission to the Legislature regarding the program.

Position: Watch

Issues for Discussion:

- While this program may enhance the leadership pipeline, would the funding displace Proposition 98 funding needed to address unfunded growth and inflationary adjustments?
- Are these provisions framed too narrowly?

AB 440 Transfer AA Degree
Author: Beall
Version: 03/16/2009
Location: Assembly Higher Education Committee

Summary: This bill would enact the College Student Success Act to authorize a community college district to grant an associate in arts degree in transfer studies or an equivalent degree to a student who has completed at least 60 semester units and meets the minimum requirements for transfer to a campus of CSU or UC and states that these degrees do not guarantee admission to any institution.

Position: Support

Issues for Discussion:

- Would allowing districts to offer an associate's transfer degree improve completion data to better reflect college performance in measuring community college effectiveness?
- Is this language consistent with the requirements of Title V which require 18 units in a major field before awarding an associate's degree?
- Should this bill be amended to clarify that this degree would only be awarded to a student who transfers with junior status?

AB 454 Repeal of Apportionment for AB 540 Students
Author: Knight
Version: 04/13/2009
Location: Assembly Higher Education Committee

Summary: This bill would continue existing law which allows students who have graduated from a California high school after at least three years of attendance to pay in-state fees at any California community college or California State University campus, but would prohibit a community college district or the California State University from reporting such students for state-supported apportionment.

Position: Oppose

AB 492 Community Colleges: Nursing Faculty
Author: Conway
Version: 02/24/2009
Location: Assembly Higher Education Committee

Summary: This bill would authorize the employment of a clinical nursing faculty member as a temporary faculty member for up to the total of four semesters or six quarters within any period of three consecutive academic years, thereby deleting current law which requires that this exemption is only applicable from July 2007 to June 2014. It also would delete the hiring limitation that prevents an increase in the ratio of part-time to full-time nursing faculty in a community college district; and require each district to report to the chancellor of the CCCs and for the chancellor to report to the Legislature and the Governor by September 30, 2012 on the number of districts that have hired faculty under this subdivision, the number of faculty hired, and the ratio of full- to part-time faculty for these districts in each of the three academic years prior to the operation of this subdivision and for each academic year for which the faculty is hired under its provisions.

Position: Support

Question for Discussion:

• Can the districts and the chancellor easily calculate the data required by this bill – or would this be too onerous, especially given that the Chancellor’s Office has taken another significant staffing cut this year?

AB 551 Community Colleges Property Tax Revenues
Author: Furutani
Version: 02/25/2009
Location: Assembly Higher Education Committee

Summary: This bill would provide community college districts with a property tax backfill when actual property tax revenues are less than the level estimated earlier in the year.

Position: Support (BOG-sponsored legislation)

AB 552 Community College Career Technical Education Financing
Author: Furutani
Version: 02/25/2009
Location: Assembly Appropriations Committee

Summary: This bill would establish the Commission on Adequate Funding for Career Technical and Vocational Education at the California Community Colleges – comprised of three members each nominated by the Governor, the Senate Rules Committee, and the Assembly Speaker -- to conduct a study and make recommendations regarding financing alternatives for career technical education, vocational education, and high cost laboratory programs, and report on these alternatives by July 1, 2011. It also would provide that private funds could be solicited and donated to the state to fund this commission.

Position: Watch

AB 555 Concurrent Enrollment Pilot
Author: Furutani
Version: 04/13/2009
Location: Assembly Higher Education Committee

Summary: This bill would authorize a limited pilot program for five community college districts (Kern, Long Beach, Los Angeles, Los Rios, and San Jose-Evergreen) to enter into partnerships with school districts to provide secondary school pupils with the opportunity to benefit from advanced scholastic, career-technical, or vocational coursework, or other coursework at a campus of the California Community Colleges and report annually on the numbers of student participants, number of successfully course completions, number who earn a community college certificate or degree, and other data, by school district. It would waive the open course provisions in statute or regulations of the Board of Governors for any community college district that provides those classes.

CEOCCC Position: Support if amended (to include all colleges and to limit approved coursework to advanced coursework and career technical education.)

CCCT Position: Watch

AB 581 50% Law: Audits
Author: Torlakson
Version: 02/25/2009
Location: Assembly Appropriations Committee

Summary: This bill would provide that the chancellor shall conduct random audits of 5 community college districts each year to determine if they are in compliance with the 50% Law.

Position: Oppose

AB 656 Higher Education Endowment Corporation
Author: Torrico
Version: 02/25/2009
Location: Assembly Higher Education Committee

Summary: This bill would establish the State Higher Education Endowment Corporation and require it to annually allocate an unspecified percentage of the money (from a newly-imposed oil and gas severance tax on producers) in the continuously appropriated state Higher Education Fund to the California Community Colleges for curriculum and programs related to renewable energy and to annually allocate remaining moneys in the fund to the California State University and the University of California.

Position: Support

Question for Discussion:

• Should community colleges propose the percentage of funds that would be allocated to community colleges – for example, an amount in proportion to our percentage of the of full-time-equivalent students? Should we propose the tax rate on oil and gas severance – for example, somewhere between 2% and 15% which are the limits of the taxes in other states on oil and gas severance?

AB 669 Foster Children: Residency Requirements
Author: Fong
Version: 02/25/2009
Location: Assembly Higher Education Committee

Summary: This bill would entitle a student who is 19 years of age or under at the time of enrollment, who is currently a dependent or ward of the state through California's child welfare system, or was served by California's child welfare system and is no longer being served either due to emancipation or aging out of the system, to resident classification until he or she has attained the age of majority and has resided in the state the minimum time necessary to become a resident.

Position: Support (BOG-sponsored bill)

AB 788 Economic and Workforce Regional Development Centers
Author: Swanson

This bill was gut and amended, so no longer affects community colleges.

AB 867 CSU: Doctor of Nursing Practice Degree
Author: Nava
Version: 04/14/2009
Location: Assembly Higher Education Committee

Summary: This bill would authorize the California State University to award the Doctor of Nursing Practice degree, and distinguish it from the Doctor of Philosophy degree offered at the University of California. The bill would require the CSU Doctor of Nursing Practice programs to be designed to enable professionals to: earn the degree while working full time, train nurses for advanced practice, and prepare clinical faculty to teach in postsecondary nursing programs; and would require initial funding to come from the existing CSU budget, without diminishing the quality of undergraduate programs or reducing undergraduate enrollment. This bill also would require CSU to report annually on the status of the Doctor of Nursing Practice degree program.

Position: Support

Questions for Discussion:

- Are the restrictions in this language strong enough to prevent this program from displacing undergraduate students to support this program?

AB 947 Community Colleges: Nonresident Capital Outlay Fee
Author: Brownley
Version: 02/26/2009
Location: Assembly Higher Education Committee

Summary: This bill would authorize a community college district to charge the current capital outlay fee charged to international students to out-of-state nonresidents. As under current law, the fee would be limited to 50% of the nonresident tuition fee and would be waivable if the student is able to demonstrate economic hardship.

Position: Support

AB 1004 Open Meetings: Teleconferences
Author: Portantino

This bill was gut and amended, and no longer affects community colleges.

AB 1008 Basic Skills Assessment
Author: Block
Version: 04/13/2009
Location: Assembly Higher Education Committee

Summary: This bill would require the Board of Governors to convene a working group including, but not limited to, representatives of the Legislative Analyst's Office, the Academic Senate for California Community Colleges, and the California Community Colleges Consultation Council, to make findings and recommendations regarding assessments that can be utilized to test basic skills of students entering community college; and would require the working group to present its findings to the Legislature and Governor on or before July 1, 2010.

Position: Watch

Question for discussion:

• Is this bill necessary since the Academic Senate is already chairing a Consultation Council task force to develop these findings and recommendations for the Board of Governors?

AB 1063 Design-build Contracts: Labor Compliance Program
Author: Garrick
Version: 02/27/2009
Location: Assembly Business & Professions Committee

Summary: This bill would delete the provision of law which specifies that the safety record of a bidder is deemed acceptable if the bidder is party to an alternative dispute resolution system.

Position: Watch

AB 1064 Design-Build Contracts: Labor Compliance Programs
Author: Garrick
Version: 02/27/2009
Location: Assembly Business & Professions Committee

Summary: This bill would exempt awarding bodies entering into design-build contracts from requirements to establish and enforce a labor compliance program or to contract with a third party to operate a labor compliance program when the awarding body or the design-build entity has entered into a collective bargaining agreement that binds all of the contractors performing work on the project.

Position: Support

AB 1095 Full-time Faculty
Author: Hill
Version: 02/27/2009
Location: Assembly Higher Education Committee

Summary: This bill would prohibit the [sic] “requirements” of having 75% of the hours of credit instruction taught by full-time faculty from being waived by the Board of Governors or the Chancellor; and would state legislative intent that by the end of the 2013-14 fiscal year, 75% of the hours of credit instruction shall be taught by full-time instructors.

Position: Oppose unless fully funded (for all compensation and benefits)

AB 1157 50% Law
Author: Block
Version: 02/27/2009
Location: Assembly Higher Education Committee

Summary: This bill would expand the definition of expenditures for classroom instructors’ salaries for the purposes of the 50% law to include counselors and most object code 1000 expenditures (including release time) and require that, commencing with the 2010-11 fiscal year, 52% of each district’s current expense of education funds be expended for payment of classroom instructors’ salaries.

Position: Support

AB 1182 Public Postsecondary Education: Reporting
Author: Brownley
Version: 02/27/2009
Location: Assembly Higher Education Committee

Summary: This bill would amend reporting requirements for the three public higher education segments to subsume uncodified provisions into appropriate code sections with new reporting dates.

Position: Watch

AB 1207 Repeal of Nonresident Tuition Exemption (AB 540 Students)
Author: Logue
Version; 04/13/2009
Location: Assembly Higher Education Committee

Summary: This bill would require a person who otherwise meets the existing eligibility requirements for resident tuition, but who is without lawful immigration status, to pay nonresident tuition until he or she obtains lawful immigration status.

Position: Oppose

AB 1215 Nursing: Temporary and Part-time Faculty
Author: De La Torre
Version: 02/27/2009
Location: Assembly Higher Education Committee

Summary: This bill, notwithstanding any other law or collective bargaining agreement entered into or renewed on or after January 1, 2010, would require that any person who is employed as clinical nursing faculty for not more than 67% of the hours per week considered a full-time assignment for regular employees having comparable duties would be classified as a temporary employee. This bill also would provide that if its provisions conflict with a collective bargaining agreement, these provisions would govern employees subject to that agreement upon its expiration.

Position: Support

AB 1230 Online Harassment
Author: Torrico
Version: 04/13/2009
Location: Assembly Higher Education Committee

Summary: This bill would require the Board of Governors of the California Community Colleges and the Trustees of the California State University, and request the Regents of the University of California, to develop rules and regulations prohibiting online harassment, defined as any unlawful, threatening, or defamatory act of harassment carried out through campus electronic communication devices or networks. The bill would also require each institution to report to the Legislature annually regarding the rules and regulations adopted regarding online harassment.

Position: Watch

Question for discussion:

- Is it necessary or appropriate to require rules and regulations as well as an annual report?
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AB 1240 Leasing of Community College Buildings
Author: Davis
Version: 02/27/2009
Location: Assembly Higher Education Committee

Summary: This bill would increase flexibility governing agreements which a community college district governing board enters into when the other party to the agreement will construct a building to be used and leased by the district, as follows:

- Delete provisions providing that a site must be available for construction of a building if the district has an option on the property;
- Allow the district to enter into a lease for up to a total of 5 years without being subject to compliance with the provisions of existing law regarding building standards;
- Repeal the provisions requiring the district to accept an oral bid if it exceeds the highest written proposal by 5%; and
- Delete provisions which require the district to split the sales commission when the property is sold based on a higher oral bid, and, instead, require the full commission to be paid to the broker procuring the purchaser.

Position: Support

Questions for Discussion:

- Do these provisions provide important flexibility for districts when leasing buildings?
 - Is the provision changing the sales commission appropriate?
-

AB 1295 ADN to BSN Nursing

Author: Fuller

Version: 4/16/09

Location: Assembly Higher Education Committee

Summary: This bill would define a person who: has earned an Associate's Degree in Nursing (ADN) from a California community college from a program approved by the California Board of Registered Nursing (BRN); is licensed to work in California as a registered nurse (RN); and is applying to CSU to earn a Bachelor of Science in Nursing (BSN), shall be known as an ADN-to-BSN student.

It would require the Chancellor of the California Community Colleges and the Chancellor of the CSU to appoint representatives from their respective institutions to work collaboratively to coordinate and implement articulated nursing degree transfer pathways for ADN-to-BSN students by the Fall 2012 academic term to ensure that:

- (a) CSU shall not require ADN-to-BSN students to complete courses for which the content was required by the BRN licensure and that the student has already satisfied by earning the ADN and becoming licensed as an RN;
- (b) A student who has taken a nursing prerequisite course at a community college to earn the ADN shall not be required by CSU to take the same prerequisite course or same content from this prerequisite course at the CSU campus for the BSN.

It would require the Legislative Analyst's Office to report to the Legislature and the Governor on the status of plans to implement the California Community College-to-California State University nursing pathways by March 15, 2011, and allow this report to be part of the annual budget report to the Legislature.

Position: Support

AB 1382 Performance-Based Budget
Author: Niello
Version: 02/27/2009
Location: Assembly Appropriations Committee

Summary: This bill would establish a performance-based budget process for California beginning in the 2011-12 budget year and would require the Governor's proposed budget, as well as departmental program budgets submitted to the Department Finance, to use a performance-based framework including: the mission of the agency; the goals established to accomplish the mission; the activities developed to achieve state goals; a performance goal and an outcome-oriented performance measure for each activity for which an appropriation is made or requested; legislatively approved output and performance standards to measure progress toward program objectives; prior-year performance data; and proposed performance incentives and disincentives. This bill also would establish an implementation task force, beginning in 2010, to plan for the transition to a performance-based budget. (see also SB 777)

Position: Oppose

Questions for Discussion:

- Would this measure be likely to incentivize (even more so than at present) the University of California to serve the most advantaged students while community college would be penalized for serving the most educationally and economically disadvantaged students?

AB 1393 Foster Youth Housing
Author: Skinner
Version: 02/27/2009
Location: Assembly Higher Education Committee

Summary: This bill would request community college campuses to give priority for housing to current and former foster youth. The bill would also request community college campuses that maintain student housing facilities open for occupation during school breaks, or on a year-round basis, to give first priority to current and former foster youth for residence in the housing facilities that are open for uninterrupted year-round occupation, and next give priority to current and former foster youth for housing that is open for occupation during the greatest number of days in the calendar year.

Position: Support

AB 1394 California Workforce Investment Board/Green Collar Jobs
Author: Bass
Version: 02/27/2009
Location: Assembly Labor & Employment Committee

Summary: This bill would amend the law which establishes the California Workforce Investment Board (CWIB), and requires the board to establish a committee known as the Green Collar Jobs Council (GCJC), by authorizing the GCJC to accept any revenues, moneys, grants, goods, or services from federal and state governmental entities, local philanthropic organizations, and other sources, to be used for purposes relating to the administration and implementation of this strategic initiative. The bill would require the GCJC to confer with appropriate state and local agencies to coordinate the award of specified federal grant funds and green workforce training funds received by the state, and to make a finding that a proposed program or expenditure is consistent with the purposes of the above-described initiative, prior to authorizing the expenditure of funds made available to the state pursuant to The Federal American Recovery and Reinvestment Act of 2009.

Position: Support

AB 1400 Expulsion Hearing
Author: Fong
Version: 02/27/2009
Location: Assembly Higher Education Committee

Summary: This bill would authorize the governing board of a district to either deny, permit, or permit conditional, enrollment to any individual who has been expelled from a community college within the preceding 10 years for certain violent offenses (including having committed or attempted to commit, murder; assault or battery; kidnapping; robbery; extortion; or stalking) if the board determines, after a hearing, that the person continues to pose a risk to the safety of others. This bill would also allow the community college district to request information from another community college district in determining whether the applicant continues to pose a danger to the physical safety of others, and would require any community college district receiving the request to respond to the request within 5 working days.

Position: Watch

Question for Discussion:

- Are liability and privacy issues likely to arise due to the provisions which allow districts to share private information with other districts or to use the determination of another district in assessing whether a student poses a risk to the second community college district?
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AB 1455 Baccalaureate (BA) Degree at Community Colleges
Author: Hill
Version: 04/13/2009
Location: Assembly Higher Education Committee

Summary: This bill, in response to the economic crisis and the reduced spaces for students at UC and CSU, would require the Board of Governors of the CCCs to establish a pilot program to allow selected community college districts to offer a baccalaureate degree.

The bill would require UC and CSU to be offered a right of first refusal to offer the BA degree on the community college campus before a community college district would be authorized to offer the BA degree. The bill would sunset the program six years after the initial offering of a BA degree unless extended by law; and would require the California Community Colleges, the Department of Finance, and the Legislative Analyst's Office to evaluate the program and report to the Legislature and Governor by January 1, 2016.

To be eligible for selection in the pilot program, a community college district must meet all of the following criteria:

- (1) The college shall be accredited by the Western Association of Schools and Colleges.
- (2) The boundaries of the community college district must be coterminous with the boundaries of the county in which the campus offering the baccalaureate degree is located, and coterminous with a county that has no UC or CSU campus within its boundaries.
- (3) The district shall present evidence to the board of a successful working relationship with either UC or CSU through either a university center in the district, a jointly administered program already in existence, or the shared use of facilities.

The baccalaureate degree may be offered in different fields of study at the discretion of the board, subject to the following requirements:

- (1) The district has identified and documented unmet workforce needs in the subject area of the degree to be offered;
- (2) The degree program shall not, as determined by the board, unnecessarily duplicate similar programs offered by nearby public educational institutions; and
- (3) The community college district shall demonstrate to the satisfaction of the board that it has the expertise, resources, and interest to offer a quality BA degree in the chosen field of study.

Participating community college districts may charge a fee for courses in the BA program greater than that charged for courses at the associate degree level but may not be more than that charged by the CSU for similar baccalaureate programs.

CEOCCC Position: Watch
CCCT Position: Oppose

Question for discussion:

- Do community colleges have the space or funding to support these additional students? Would community colleges be able to retain the fees collected from these students?
-

AB 1569 Veterans: Tuition
Author: Veteran Affairs Committee
Version: 03/16/2009
Location: Assembly Higher Education Committee

Summary: This bill would amend state law to conform with federal law which prohibits a state which receives federal assistance under the Higher Education Opportunity Act from charging a higher tuition rate at a public institution of higher education than is charged to residents of the state to a member of the Armed Forces (or to his/her spouse or dependent child) if the armed forces member is on active duty for more than 30 days and whose domicile or permanent duty station is in the state. It also requires that the rate continue to apply so long as the member or his/her spouse or dependent child is continuously enrolled at the institution, notwithstanding a subsequent change in the permanent duty station of the member to a location outside of the state.

Position: Support

ACA 5 State General Obligation Bonds
Author: Calderon, Charles
Version: 12/15/2008
Location: Assembly

Summary: This constitutional amendment would require state bond measures that are qualified by the initiative process to provide full funding of the bond payments by either providing enough taxes or fees, eliminating existing programs, or both; and would require that bonds be approved by 55 percent of the voters.

Position: Watch

Comments: This would not generally affect higher education bonds, which are usually placed on the ballot by the Legislature. Recent examples of initiative bonds include Propositions 3 (children's hospitals) and 10 (alternative energy) on the November 2008 ballot.

ACA 7 Affirmative Action
Author: Hernandez
Version: 12/22/2008
Location: Assembly

Summary: This constitutional amendment would delete public education from the areas in which the California Constitution prohibits affirmative action on the basis of race, sex, color, ethnicity, or national origin.

Position: Support

SB 15 Student Financial Aid: Members of the Armed Forces
Author: Cedillo
Version: 03/25/2009
Location: Senate Appropriations Committee

Summary: This bill would, commencing with the 2010-11 academic year, entitle a student who is a member or former member of the United States Armed Forces to a Cal Grant A or B Entitlement Award if he/she enrolls in a qualifying undergraduate certificate or degree program within two years of leaving active duty, and was eligible for a Cal Grant upon graduation from high school during or after the 2000-01 academic year.

Position: Support

SB 19 Education Data System
Author: Simitian
Version: 04/02/2009
Location: Senate Education Committee

Summary: This bill would require that the provisions of existing law which require the State Chief Information Officer to convene a working grouping -- after consulting with the Director of General Services, the Director of the Office of Information Security and Privacy Protection, the Director of Finance, and other relevant agencies -- to create a strategic plan to link education data systems and to increase the accessibility of education data be implemented using federal grant funds received pursuant to the Education Technical Assistance Act for Statewide Data Systems, as part of the American Recovery and Reinvestment Act of 2009.

Position: Watch

Question for Discussion:

- Should community colleges seek to assure that we will be represented on the working group?
-

SB 48 Electronic Textbooks
Author: Alquist
Version: 03/23/2009
Location: Senate Education Committee

Summary: This bill would require that: publishers of textbooks offered for sale at a public postsecondary institution of education make the textbooks available in an electronic format by January 1, 2020 and that electronic versions of textbooks include the same content as the printed versions; and would allow the electronic versions to be copy-protected. The bill also would prohibit charging a higher amount for an electronic version than is charged for the printed version.

Position: Watch

Questions for Discussion:

- Will this bill have any substantive effect in reducing costs since it allows publishers to charge the same amount for the electronic, as for the printed, version? Should the League take a more aggressive stance on this bill since it appears to allow publishers to charge as much for the electronic version as the printed version of a textbook?

SB 106 Ethics Training
Author: Committee on Local Government
Version: 01/27/2009
Location: Passed Senate: To Assembly

Summary: This bill would add community college district board members, county boards of education and school district board members who hold office as of January 1, 2010, and who receive any type of compensation, salary, or stipend or reimbursement for actual and necessary expenses incurred in the performance of official duties, to the list of those required to receive training in ethics by January 1, 2011 and at least every two years thereafter.

Position: Watch

SB 160 Student Financial Aid: Institutional Eligibility
Author: Cedillo
Version: 02/14/2009
Location: Senate Appropriations Committee

Summary: This bill would amend the Master Plan for Higher Education to require the Trustees of the CSU, and the Board of Governors of the Community Colleges, and to request the Regents of the UC, to establish procedures and forms that enable persons who are exempt from paying nonresident tuition by reason of graduation from, and attendance at, a California high school for three years, or who meet equivalent requirements adopted by the regents, to be eligible to receive institutional financial aid awards.

Position: Support if amended (to provide that these students shall be eligible to apply for, and participate in, the BOG fee waiver program)

Question for Discussion:

- Does the bill provide any benefit for our students in its current form since community colleges do not award institutional financial aid?
-

SB 182 Nursing
Author: Ashburn
Version: 02/17/2009
Location: Senate Education Committee

Summary: This bill would delete the limitation that temporary clinical nursing faculty be employed for not more than 4 semesters or 6 quarters within any period of 3 consecutive years between July 1, 2007, and June 30, 2014; and would exclude the percentage of hours of credit instruction taught by full-time clinical nursing faculty from the minimum standards.

Position: Support

SB 195 Equity in Higher Education Act
Author: Florez
Version: 04/16/2009
Location: Senate Judiciary Committee

Summary: This bill would amend the Equity in Higher Education Act to require a postsecondary educational institution, prior to receipt of state assistance or financial aid, to provide assurance signed by the campus Title IX compliance officer and the president of a college (in the case of a community college) that each program and activity of the institution will be conducted in compliance with applicable provisions of federal law prohibiting discrimination on the basis of gender; and would further require that the assurance include all of the following information:

(1) Information regarding compliance with this chapter for each campus or location of the postsecondary educational institution which, at a minimum, shall include:

(a) The annual number of complaints of prohibited discrimination filed pursuant to Section 66292.3, including the number of written complaints received by each campus or location;

(b) The annual number of civil actions filed against the institution pursuant to Section 66292.4.

(2) A description any information against discrimination, as described in Section 66271.8, provided to students by the postsecondary educational institution;

The information described above must be available for public inspection at each campus or location, upon request.

The bill would further require that a person who declares as true any of these material matters listed above that he/she knows to be false shall be subject to a civil penalty of up to \$50,000, and may be assessed and recovered by a civil action in a court of competent jurisdiction and brought by any person in the public interest.

Position: Oppose

Question for Discussion:

• Are the specific additional information and the inclusion of a penalty necessary or appropriate given that there is already a compliance provision in law?

SB 216 Textbooks
Author: Liu
Version: 03/26/2009
Location: Senate Education Committee

Summary: This bill would revise current law to encourage textbook publishers to, at a minimum, include products they have sold when they provide lists and prices of different products they currently sell. It also would require CSU and community colleges, and request UC, to post a list of required textbooks and the cost of each on their websites at least 30 days prior to the first day of class and require the instructor to confirm his/her intent to use all portions of bundled items.

Position: Oppose

Question for Discussion:

• Is this bill likely to have any effect or impact on textbook prices, especially since it merely “encourages” textbook publishers to provide information on products that they have sold in the past? Is it appropriate to shift requirements and the burden of providing information on prices from the publishers to the colleges?

SB 217 Executive Officers
Author: Yee
Version: 02/23/2009
Location: Senate Education Committee

Summary: This bill would prohibit the Trustees of CSU and Board of Governors of the California Community Colleges (BOGCCC) from increasing the compensation of any executive officer (defined, for CCCs, as the chancellor of the California Community Colleges, an executive vice chancellor, a senior vice chancellor, the general counsel of the colleges, and the president of an individual campus) of their respective segments in any fiscal year in which mandatory systemwide student fees of those segments are increased from the amount of mandatory systemwide fees charged in the immediately preceding fiscal year.

Position: Oppose

Question for Discussion:

• Is this appropriate given the fact that neither the CCC system nor the BOGCCC have any authority to raise student fees?
• Would this bill have any effect on local community colleges except for the chancellor and his/her staff since they are the only ones whose salaries are set by the BOGCCC?

SB 218 State Agency Status: Nonprofit Entities
Author: Yee
Version: 02/23/2009
Location Senate Judiciary Committee

Summary: This bill would revise the definition a “state agency” to include any entity, including, but not limited to, a nonprofit corporation that receives public funds or performs a governmental function on behalf of the California Community Colleges, the California State University, or the University of California, and thereby would make these entities’ records open for public inspection.

Position: Oppose

Question for Discussion:

- Would these provisions apply to the League? If so, would this create a problem for the League?
-

SB 248 Educational Equity: Title IX
Author: Oropeza
Version: 03/31/2009
Location: Senate Education Committee

Summary: This bill would require school districts, the president or chief executive officer of each community college campus, and the president of each campus of the California State University, by July 1, 2010, to place on their Internet Web site, and post on the entrance to the gymnasiums of their school, college, or university, and in the locker rooms, the list of rights accorded to pupils under Title IX.

Position: Watch

Question for Discussion:

- Will this measure create an inappropriate burden on CEOs and colleges?
-

SB 271 Public Postsecondary Education: Facilities Bond Acts
Author: Ducheny
Version: 02/24/2009
Location: Senate Education Committee

Summary: This bill would require, in appropriating moneys allocated to the University of California, the California State University, and the California Community Colleges due to a facilities bond act enacted on or after January 1, 2010, that priority for funding be given to proposals for facilities that will be used jointly by those institutions; and would also authorize those institutions to expend any revenues from these bonds for off-site mitigation necessary to facilitate a campus expansion project.

Position: Support

Question for Discussion:

• Will this unfairly burden districts which may have more pressing needs or may not be in a position to have shared facilities – or is the authorization to use these funds for off-site mitigation an important one?

SB 361 Armed Services: Priority Enrollment: Limitation to Honorable Discharge
Author: Runner
Version: 04/13/2009
Location: Senate Education Committee

Summary: This bill would provide that institutions of higher education that provide priority enrollment for veterans limit such enrollment to individuals who have left service under an honorable discharge; and would define those eligible to include members of each of the armed services and their reserve components including the National Guard.

Position: Support if amended (to provide priority enrollment for all veterans except those who have received a dishonorable discharge)

Comment:

• Gay and lesbian servicemembers who leave the military under “don’t ask, don’t tell” usually can obtain an honorable discharge with little effort. However, those who fail to get an honorable discharge may be given an “Other than Honorable Discharge.”

SB 386 Textbooks
Author: Runner, G.
Version: 02/26/2009
Location: Senate Education Committee

Summary: This bill would require a faculty member at the California Community Colleges or the California State University who adopts a new edition of a textbook within three years after the adoption of a previous edition of the textbook, to justify the adoption of the new edition of the textbook by performing a cost-benefit analysis that includes all of the following:

- (A) A justification for changing textbook editions within the three-year period;
- (B) A comparison of the differences between the new edition of the textbook and previous editions of the textbook; and
- (C) A disclosure of any financial interest of the faculty member related to requiring students to purchase the new edition of the textbook.

The faculty member also would be required to submit, in writing, copies of this analysis to the institution's academic senate, administration, and student government and make copies of the analysis available to students.

Position: Oppose

Question for Discussion:

- Does this place an inappropriate burden on faculty?
-

SB 388 Textbooks
Author: Calderon, R
Version: 04/16/2009
Location: Senate Education Committee

Summary: This bill would require:

- any publisher of college textbooks who provides any information regarding college textbooks or supplemental materials to disclose in writing to any faculty member or entity charged with selecting textbooks the cost at which that textbook would be made available to the campus bookstore;
- the publisher to make the textbook available at the disclosed price for at least 6 months;
- the publisher to inform the institution 45 days in advance of any price increase;
- the publisher to inform the institution of previous editions and the substantial content revisions made from the previous edition; and
- a publisher to provide bundled textbooks and supplemental material separately.

This bill also would allow an action for an injunction to be brought against a publisher in superior court for violating these provisions.

Position: Support

Question for Discussion:

- Since this appears to be the only bill introduced this year which requires that publishers provide bundled textbooks and supplemental material separately, would it be helpful in keeping costs down?
-

SB 410 Workforce Investment Act: Federal Funds
Author: Ducheny
Version: As proposed to be amended
Location: Senate Labor and Industrial Relations Committee

Summary: This bill would: encourage Workforce Investment Boards (WIBs) and community colleges to work together to develop innovative strategies for training adults; require the WIB to develop policies, funding recommendations, and strategies that will maximize funding across all workforce programs for developing and enhancing the skills of Californians to meet the needs of California businesses through use of the EDGE Campaign’s guiding principles; require that at least 40% of the federal funds available to the state for workforce investment pursuant to the federal Workforce Investment Act of 1998 be used for purposes related to employment training, and prohibit the use of more than 3% of that amount to be used for administrative costs related to the provision of that training.

Position: Support

SB 489 Private Postsecondary Education
Author: Liu
Version: 04/01/2009
Location: Senate Business and Professions Committee

Summary: This bill would establish the Bureau for Private Postsecondary Education within the California Postsecondary Education Commission to monitor private postsecondary institutions.

Position: Oppose unless amended (to exempt all public higher education institutions and all private postsecondary institutions offering instruction in California which are accredited by either the Accrediting Commission for Senior Colleges and Universities, Western Association of Schools and Colleges, or the Accrediting Commission for Community and Junior Colleges and Universities, Western Association of Schools and Colleges.)

SB 511 Standards Test, Part-time Faculty
Author: Senate Education Committee
Version: 04/14/2009
Location: Senate Education Committee

Summary: This bill would require the Department of Education to ensure that a pupil who has taken the California Standards Test that is augmented for the purpose of determining readiness for college-level coursework be informed that he or she may request the results from that assessment to be released to a postsecondary educational institution.

This bill also would allow clinical nursing faculty who teach up to 67% of the hours per week considered a full-time assignment for regular employees having comparable duties, excluding substitute service, to be employed by any one district for up to 4 semesters or 6 quarters within any period of 3 consecutive academic years between July 1, 2007, and June 30, 2014, inclusive. This bill also would change the definition of “part-time faculty” for purposes of the Part-time Faculty Office Hours Program to mean faculty who teach 67% of the load of a person with a full-time assignment.

Position: Support

SB 515 Career Technical Education
Author : Hancock
Version: 02/26/2009
Location: Senate Education Committee

Summary: This bill would require, as a condition of receiving federal funds provided under the Carl D. Perkins Vocational and Applied Technology Education Act of 1998, and to the extent permitted under federal law, that school districts, regional occupational centers or programs, and community college districts demonstrate on or before January 1, 2012, that at least half of the course sequences offered for students in grades 9 to 12, inclusive, are linked to high priority workforce needs in the career sectors identified by the State Department of Labor and Workforce Development for the State of California or for the economic region where the regional occupational center or program, community college district, or school district.

Position: Watch

Question for Discussion:

• Would this create a difficult burden for districts or is it a way to make courses more “in sync” for students and for the local economy?

SB 518 Parking
Author: Lowenthal
Version: 02/26/2009
Location: Senate Transportation & Housing Committee

Summary: This bill would make several changes to dissuade state subsidy of vehicle parking throughout government, including the prohibition of the use of any state funds for direct or indirect support of student, employee or visitor parking. The bill would eliminate the existing cap on parking fees for students and employees of community colleges and establish that parking is not subsidized if parking user fees cover land and construction costs within no less than 15 years.

Position: Oppose

SB 574 Community Colleges Inmate Education Programs
Author: Hancock
Version: 02/27/2009
Location: Senate Public Safety Committee

Summary: This bill would require the open course provisions in statute or regulations of the Board of Governors to be waived for any community college district that provides those classes for inmates, including inmates of state correctional facilities; and would prohibit a community college district from claiming apportionments for any class for which a district receives full compensation for its direct education costs. (see also SB 738)

Position: Support

SB 646 Student Financial Aid: Veterans and Dependents
Author: Denham
Version: 02/27/2009
Location: Senate Education Committee

Summary: This bill would enact the Golden State GI Bill of Rights for Higher Education which would prohibit any campus of the University of California, the California State University, or the California Community Colleges from charging any mandatory systemwide tuition or fees to a resident (regardless of income level or need) who is an undergraduate or graduate student who was a member of the Armed Forces of the United States and honorably discharged from the Armed Forces or a member of the California National Guard, and has demonstrated that he or she has no remaining months of educational benefits for which he or she is eligible under the federal GI Bill. The bill would specify that no person may obtain a waiver of fees for a number of academic semesters/quarters that is longer than the number of semesters/quarters for which he or she previously received educational benefits under the federal GI Bill and may not use the waiver for earning more than one post-baccalaureate degree.

Position: Support

SB 675 Clean Technology and Renewable Energy Training
Author: Steinberg
Version: 04/02/2009
Location: Senate Business and Professions Committee

Summary: This bill would enact the Clean Technology and Renewable Energy Job Training, Career Technical Education, and Dropout Prevention Act of 2010 and the Clean Technology and Renewable Energy Job Training, Career Technical Education and Dropout Prevention Fund in the State Treasury. The bill would provide that the moneys in the fund would be available, upon appropriation by the Legislature, in the form of competitive grants that would be administered by the State Allocation Board and awarded to qualifying entities (including community colleges) for the purposes of the construction or reconfiguration of facilities to enhance the educational opportunities for program participants and provide them with the skills and knowledge necessary for careers directly related to clean technology, renewable energy, or energy efficiency. The bill would create the Clean Technology and Renewable Energy Job Training, Career Technical Education, and Dropout Prevention Council comprised of nine members, including the chancellor of the California Community Colleges; require it to issue guidelines to implement this act; and authorize the council to issue and renew negotiable bonds, notes, debentures, or other sources of security of up to an unspecified amount that would be secured by moneys appropriated by the Legislature in the annual Budget Act from the Public Interest Research, Development, and Demonstration Fund (PIRDDF), with proceeds from the sale of bonds, notes, etc to be deposited in the PIRDDF.

Position: Support

SB 711 Public Meetings: Sessions: Labor Negotiations
Author: Leno
Version: 04/13/2009
Location: Senate Local Government Committee

Summary: This bill would amend the Brown Open Meetings Act to require that the legislative body of a local agency, before holding a closed session regarding employee compensation and commencing negotiations for a new collective bargaining agreement, must identify the employee or class of employees that are the subject of the negotiations, the representatives of the employees, and provide an oral report by its designated representatives on the current status of negotiations.

This bill would also require the legislative body, before commencing negotiations for a new collective bargaining agreement or initial proposal for an unrepresented employee group, to present, in an open and public session, the new collective bargaining agreement or an initial proposal; and would require any action of the legislative body on the collective bargaining agreement or initial proposal to be taken at an open and public session.

This bill would revise the prohibition against a closed session to require any final action taken pursuant to a closed session to be conducted during an open and public regular meeting of the legislative body, but only after disclosing the proposed agreement and a summary of its major provisions, including, but not limited to, the costs that would be incurred by the local agency under the agreement for the current and subsequent fiscal years; and would prohibit final action on any proposal until a reasonable time has elapsed after disclosure of the proposal to enable the public to become informed and the public has the opportunity to express itself regarding the proposal at a meetings of the legislative body.

Position: Oppose

Question for Discussion:

- Are these provisions excessively burdensome for local community college governing boards?
-

SB 738 Prison Inmate Education
Author: Hancock
Version: 02/27/2009
Location: Senate Education Committee

Summary: This bill would enact the Prison Education Reform Act which would require the Secretary of the Department of Corrections and Rehabilitation, the Chancellor of the California State University, the Chancellor of the California Community Colleges, and the Superintendent of Public Instruction to appoint 15 members (including a community college representative named by the Chancellor of the California Community Colleges) to the Robert E. Burton Correctional Education Committee; and require the Deputy Director of Correctional Education to perform specified duties in consultation with the Committee, including the adoption and enforcement of all necessary rules and regulations for the management and operation of education programs within the Department of Corrections and Rehabilitation, approval of education programs in correctional institutions, and the adoption of rules and regulations for the admission of inmate students to those education programs.

The Robert E. Burton Correctional Education Committee would also be required to advise the Deputy Director of Correctional Education regarding various goals and objectives, including the development of a 5-year comprehensive plan for a unified correctional school system by June 1, 2012, and to submit a report to the Legislature on or before January 1, 2012, on specified matters (including attaining parallel education programs between correctional education and public education, the correctional education governance system, funding sources, correctional education curriculum, correctional library standards, correctional education teacher training, and appropriate correctional education liaisons with the greater educational community in this state.)

This bill would require the open course provisions in statute or regulations of the Board of Governors to be waived for any community college district that provides those classes for inmates, including inmates of state correctional facilities; and would prohibit a community college district from claiming apportionments for any class for which a district receives full compensation for its direct education costs.

This act would not authorize the expansion or enhancement of correctional education programs and shall be implemented with existing funds that are allocated for prison education, and subject to the annual budget process. (see also SB 574)

Position: Support

Question for Discussion:

- Is this bill likely to result in an unfunded mandate?
-

SB 775 Accountability
Author: Liu
Version: 04/14/2009
Location: Senate Education Committee

Summary: This bill would: repeal the existing higher education accountability program; require the state to establish a new accountability framework to achieve educational and economic goals; and require CPEC, by January 30, 2010, to convene a working group to develop a set of performance outcomes that measure progress toward meeting those educational and economic goals. These outcomes would include:

- Improved access to postsecondary education;
- Enhanced learning and graduation rates;
- Increased efficiency, including reduced time to a degree;
- Closure of achievement gaps;
- Generation of beneficial research; and
- Production of graduates able to meet critical workforce needs.

The bill would require the working group to publish those performance outcomes by January 30, 2011 and express legislative intent with respect to conditioning receipt of enrollment growth funding upon achievement of those performance outcomes by the three public postsecondary education segments.

Position: Watch

Question for Discussion:

- Is CPEC the appropriate body to convene a working group on accountability? Should community colleges have to present another accountability report when the system has already engaged in development of an extensive accountability program and report (ARCC report)? Is it appropriate to condition enrollment growth funding on these performance outcomes?
-

SB 777 Performance-Based Budget
Author: Wolk
Version: 02/27/2009
Location: Senate Budget & Fiscal Review Committee

Summary: This bill would establish a performance-based budget process for California beginning in the 2011-12 budget year and would require the Governor's proposed budget, as well as departmental program budgets submitted to the Department Finance, to use a performance-based framework including: the mission of the agency; the goals established to accomplish the mission; the activities developed to achieve state goals; a performance goal and an outcome-oriented performance measure for each activity for which an appropriation is made or requested; legislatively approved output and performance standards to measure progress toward program objectives; prior-year performance data; and proposed performance incentives and disincentives. This bill also would establish an implementation task force, beginning in 2010, to plan for the transition to a performance-based budget. (see also AB 1382)

Position: Oppose

Questions for Discussion:

- Would this measure be likely to incentivize (even more so than at present) the University of California to serve the most advantaged students while community college would be penalized for serving the most educationally and economically disadvantaged students?

SB 799 Local Bonds
Author: Wiggins
Version: 02/27/2009
Location: Senate Local Government Committee

Summary: This bill would prohibit a local agency from entering into a financial advisory, legal advisory, underwriting, or similar relationship with an individual or firm, with respect to a bond issue that requires voter approval on or after January 1, 2010, if that individual or firm, or an employee, agent, or person related to an employee or agent of the individual or firm, provided or will provide bond campaign services, including fundraising, public opinion polling, election strategy and management, organization of campaign volunteers, get out the vote services, development of campaign literature, and advocacy materials for the bond campaign.

Position: Watch

SB 815 Financial Aid: California National Guard
Author: Cogdill
Version: 03/31/2009
Location: Senate Education Committee

Summary: This bill would, contingent upon an appropriation of \$3.651 million:

- establish the California National Guard Education Assistance Award Program on behalf of qualifying members of the California National Guard, the State Military Reserve, and the Naval Militia;
- require the Military Department to adopt emergency rules and regulations for the purpose of implementing the program; and
- require the Military Department to report annually to the Legislature regarding program participation, to be followed by a report from the Legislative Analyst by January 1, 2015, to the Legislature.

Position: Support

Question for discussion:

• Should members of the California National Guard, the State Military Reserve, and the naval Militia have access to financial aid similar to that available to regular members of the military services, especially since many individuals in the reserve units also have served in fields of war?

SCA 6 Parcel Taxes
Author: Simitian
Version: 12/09/2008
Location: Senate Revenue and Taxation Committee

Summary: This bill would propose a constitutional amendment to lower the vote threshold for the approval of school and community college district parcel taxes from two-thirds (66.7%) to fifty-five percent (55%).

Position: Support

SCAx1 1 Education Finance
Author: Steinberg
Version: 02/25/2009
Location: Senate

Summary: This bill would propose a constitutional amendment to provide, commencing with the 2011-12 fiscal year, that school districts and community college districts are to receive supplemental education payments in the total amount of \$9.3 billion, and requires the Legislature to annually appropriate that amount from the newly-proposed Supplemental Education Payment Account until the full amount of the supplemental education payments has been allocated.

Position: Support

SBx1 14 Contracting for Non-Instructional Services
Author: Benoit
Version: 12/09/2008
Location: Senate Rules Committee

Summary: This bill would authorize school and community college districts to contract for any non-instructional services if the governing board has determined that the contract will provide a benefit for the district and would specifically allow contracting for non-instructional services including, but not limited to, the right to contract for consulting, management, supervision, and the direct provision of services in any non-instructional area, including, but not limited to:

- (1) Facilities construction and renovation;
- (2) Engineering, mechanical, maintenance, and repair;
- (3) Food preparation and food service;
- (4) Procurement, distribution, and transportation; and
- (5) Information technology, clerical, payroll, security, accounting, skilled trades, and landscaping.

The bill would apply only to contracts entered into, renewed, or amended after January 1, 2010.

CEOCCC Position: Support
CCCT Position: Oppose

SBx3 22 Contracting for Non-Instructional Services
Author: Benoit
Version: 01/20/2009
Location: Senate Rules Committee

Summary: This bill would authorize school and community college districts to contract for any non-instructional services if the governing board has determined that the contract will provide a benefit for the district and would specifically allow contracting for non-instructional services including, but not limited to, the right to contract for consulting, management, supervision, and the direct provision of services in any non-instructional area, including, but not limited to:

- (1) Facilities construction and renovation;
- (2) Engineering, mechanical, maintenance, and repair;
- (3) Food preparation and food service;
- (4) Procurement, distribution, and transportation; and
- (5) Information technology, clerical, payroll, security, accounting, skilled trades, and landscaping.

This bill also would repeal provisions requiring contracts for food services not to exceed a term of one year and to be renewed on an annual basis; as well as repeal language which would prohibit a contract for food service management consulting from adversely impacting any food service classified personnel or position. This bill would also state that it addresses the fiscal emergency called by the Governor on December 19, 2008.

CEOCCC Position: Support
CCCT Position: Oppose

SJR 2 Textbook Affordability
Author: Liu
Version: 03/25/2009
Location: Senate Appropriations Committee

Summary: This Senate Joint Resolution would commend Congress and the President of the United States for including the American Opportunity Tax Credit in the American Recovery and Reinvestment Act of 2009 thereby enabling California to make college affordable for students by providing financial relief to students and their families from the soaring costs of a college education; and would call for the State of California, when the state's economic conditions improve, to adopt a similar higher education tax credit measure that will support efforts to make college more affordable for all California citizens.

Position: Support