





The Board of Governors of the California Community Colleges

PRESENTED TO THE BOARD OF GOVERNORS

DATE: September 19-20, 2016

SUBJECT: Regulations Governing the New Cooperating Agencies Foster Youth Educational Support Categorical Program (CAFYES) (Second Reading)		Item Number: 2.6	
		Attachment: Yes	
CATEGORY:	Student Services and Special Programs	TYPE OF BOARD CONSIDERATION:	
Recommended By:	 Pamela D. Walker, Vice Chancellor	Consent/Routine	
		First Reading	
Approved for Consideration:	 Erik E. Skinner, Interim Chancellor	Action	X
		Information	

ISSUE: This item is a second reading of regulations that would govern Cooperating Agencies Foster Youth Educational Support (CAFYES), a new, categorical, component program of Extended Opportunity Programs and Services (EOPS). The regulations would be incorporated into title 5 separate and apart from existing EOPS regulations.

BACKGROUND: CAFYES was created with the enactment of Senate Bill 1023 (Liu), in 2014, codified in Education Code, Sections 79220-79229 and funded with up to \$15 million in the 2015-16 State Budget Act. In January 2016, CAFYES began providing “over and above” support and services at 10 community college districts -- the maximum permitted by authorizing legislation -- through 26 colleges, to eligible students. Support may include core Student Success and Support, and EOPS, services as well as specialized support based on the needs of individuals, such as:

1. outreach and recruitment;
2. assessment;
3. education planning
4. service coordination;
5. counseling and advising;
6. book and supply grants;
7. tutoring;
8. independent living and financial literacy skills support;
9. frequent in-person contact;
10. career guidance;
11. transfer counseling;

12. child care assistance;
13. transportation assistance;
14. meal tickets and/or emergency food support;
15. emergency housing support
16. health and mental health services payment assistance
17. work study awards
18. emergency loans
19. unmet need grants
20. referrals to health services, mental health services, housing assistance, food
21. assistance and other related services;

Although CAFYES regulations were drafted to be separate from existing EOPS title 5 regulations, they are modeled after EOPS regulations and capture and clarify requirements codified in Education Code Sections 79220-79229. Substantial differences include:

1. Permitting otherwise eligible students entry into CAFYES if they are enrolled in nine units (or .75 time, as defined by the college).
2. Permitting CAFYES students to receive CAFYES support and services after exceeding EOPS' eligibility cap of 6 semesters/70 units.
3. Requiring that CAFYES students exit CAFYES after becoming 26 years old at the beginning of an academic year.
4. Requiring colleges to provide CAFYES students with more counseling and in-person contacts than they are required to provide traditional EOPS students.
5. Requiring colleges to provide, when appropriate, CAFYES students with "over and above" services that exceed what they already provide through other programs.
6. Removing the program caps for CAFYES work study and emergency loans that exist in EOPS.

The Office of Administrative law requested minor re-lettering of the paragraphs for clarity, and requested that in the Note section, all authority and references be identified rather than using a hyphen (i.e., 79220-79229, or 69640-69656).

RECOMMENDATION: It is recommended that the Board of Governors adopt the following resolution:

Be it Resolved

The Board of Governors of the California Community Colleges, acting pursuant to Education Code sections 79220-79229, hereby:

- accepts the comments and proposed responses to the proposed regulatory action;
- approves the proposed regulations changes;
- directs the Chancellor to file the regulations with the Secretary of State and submit the regulations to the Office of Administrative Law for printing unless the Department of Finance determines the regulations would create a state-mandated local program cost and is unable to certify to the Board of Governors and the Legislature that a source of funds is available to reimburse that cost;

- authorizes the Chancellor to take any necessary ministerial action to process these regulations; and
- adopts the regulations effective thirty days after filing with the Secretary of State and submission of the regulations to the Office of Administrative Law.

The proposed regulations are presented to the Board of Governors for approval and adoption. The Board of Governors held a public hearing in July and has responded to comments.

ANALYSIS: The proposed, new regulations will govern the implementation of the Cooperating Agencies Foster Youth Educational Support program.

ATTACHMENTS: Proposed text of new CAFYES regulations (Attachment 1)
Summary and response to comments received during the notice period of July 7, 2016 through August 22, 2016 (Attachment 2)