



February 26, 2016

### OVERVIEW

The February 19, 2016, deadline to introduce legislation arrived with the usual deluge of new bills. A number of these bills are placeholders for more substantive language than what is in print. These are called “spot bills,” and in some cases only change a word or two of current law. Because the bill language is essentially current law, it easily passes the Legislative Counsel’s review and meets the deadline. Following the bill introduction deadline, we find nearly one-third of the bills we are tracking in the top two priority levels on our matrix are spot bills. Because the Legislature’s Joint Rules do not allow a bill to be heard or amended for thirty days after introduction, most of the bills recently introduced will not be heard until after the Legislature’s Spring Recess that begins on March 17, and ends March 28. The Legislature will have until April 22 to hear all bills that have a fiscal effect in the policy committee in the first house. For most of our bills, the policy committee will be the Assembly Committee on Higher Education for bills introduced in the Assembly, and the Senate Education Committee for bills introduced in the Senate.

Below are brief summaries for our top priority, or “Tier 1” bills. For details and copies of any bill, please contact the Governmental Relations Division of the Chancellor’s Office or visit the Legislative Counsel’s website at: <http://www.leginfo.ca.gov> or its new website at: <http://leginfo.legislature.ca.gov/>.

### BILLS OF INTEREST

#### ACADEMIC PROGRAMS

- **AB 1846 (Lopez) Adult Education Consortium Program.** AB 1846 appropriates \$250 million annually from the General Fund for support of the adult education program. The intent is to increase total funding for adult education programs from \$500 million to \$750 million annually. The Budget Act currently provides \$500 million in Proposition 98 funding to the Chancellor and Superintendent of Public Instruction for the Adult Education Block Grant, which serves the needs of adult learners through regional consortia.
  - Status: Introduced
- **AB 1985 (Williams) Postsecondary Education.** AB 1985 requires community colleges to develop, and each community college district to adopt, a uniform policy to award General Education credit for AP test scores of three or higher. Title 5 regulations state that a community college district may adopt policies to grant credit for AP examinations.
  - Status: Introduced
- **AB 1914 (Bonilla) Public Postsecondary Education: Access Codes.** AB 1914 requires that the respective segments of public higher education adopt policies which prohibit faculty from requiring students to pay access fees for text-specific course management services when course management services are already provided by the campus. Title 5 regulations prohibit this practice (title 5 Section 59400).
  - Status: Introduced
- **AB 2352 (Rodriguez) Baccalaureate Degree Pilot Program at Crafton Hills College.** Existing law authorizes that the statewide community college BA degree pilot program consist of 15 pilot

colleges. AB 2352 provides that the Board of Governors may authorize a 16th pilot program at Crafton Hills College in the San Bernardino Community College District if the college resolves any deficiencies identified by the Accrediting Commission for Community and Junior Colleges.

- Status: Introduced
- **AB 2860 (Brown) Adult education: Adult Education Block Grant Program.** AB 2860 requires allocations to adult education consortium to be apportioned directly to the members of a consortium before the beginning of a fiscal year. Current law provides that allocations to a regional consortium may be made either to the fund administrator of the consortium or the members of the consortium after approval of the final schedule.
  - Status: Introduced

## **CAREER TECHNICAL EDUCATION**

- **SB 66 (Leyva) Career Technical Education Pathways Program.** SB 66 requires the Economic and Workforce Development Program to align performance accountability measures with that of the federal Workforce Innovation and Opportunity Act. SB 66 also requires the California Department of Consumer Affairs make available to the California Community College (CCC) Chancellor's Office any licensure information that the department has on its boards, bureaus, commissions, or programs to help measure employment outcomes of students who participate in career technical education programs.
  - Position: Sponsor/Support
  - Status: SB 66 passed the Senate and was sent to the Assembly.

## **CAMPUS CLIMATE/CAMPUS SAFETY**

- **AB 1594 (McCarty) Prohibition of Smoking and Vaping on Campus.** AB 1594 prohibits smoking tobacco products or the use of e-cigarettes on California State University (CSU) and Community College campuses. The bill authorizes a fine of up to \$100 with the proceeds to go to support educational operations of the campus, education of the policy implemented by the bill, and tobacco treatment options for students.
  - Status: Introduced
- **AB 1653 (Weber) Postsecondary Education: Campus Climate.** AB 1653 requires the CSU Trustees and the CCC Board of Governors to generate a report on campus climate in their respective system and have the California Department of Justice provide guidance on the Clery Act and Violence Against Women Act. If a district uses funds to support activities related to campus climate, then they are required to adopt policies on harassment, intimidation, and bullying. AB 1653 encourages the University of California (UC) to comply.
  - Status: AB 1653 was sent to the Assembly Committee on Higher Education.
- **AB 1654 (Santiago) Student Safety: Crime Reporting.** AB 1654 requires the Department of Justice to provide guidance on reporting requirements for the federal Violence Against Women Reauthorization Act of 2013 to public and private institutions of higher education starting January 1, 2017.
  - Status: AB 1653 was sent to the Assembly Committee on Public Safety.
- **AB 1778 (Quirk) Postsecondary Education: Sexual Assault and Violence.** AB 1778 requires the three segments of higher education to conduct annual employee training on responding and reporting incidents of sexual violence in order to receive state funding for student financial assistance.
  - Status: Introduced

- **AB 2018 (Ridley-Thomas) Mandated Child Abuse Reporting Employee Training Act.** AB 2018 requires the CCC Board of Governors to consult with Department of Social Services to develop and disseminate information to each employee and administrator of a community college district who are mandated reporters. This bill also requires each district to: 1) annually train, using the online training module provided by Department of Social Services, and 2) develop a process for those persons required to receive training under the bill and to provide proof of completing this training within the first 6 weeks of each academic year or within 6 weeks of that person’s employment.
  - Status: Introduced
- **AB 2654 (Bonilla) Equity in Higher Education Act (Sexual Harassment Policies).** AB 2654 requires a community college district to post its policy on sexual harassment on its website. It requires the policy to include specific rules and procedures for pursuing available remedies and resources, both on and off campus.
  - Status: Introduced

## **FACULTY**

- **AB 1582 (Allen, T) Conflict of Interest Codes: Educational Institutions.** AB 1582 requires that the Conflict of Interest Code of each public postsecondary educational institution require an employee to disclose any form of compensation that the employee might have received as a result of a decision to adopt specific course material.
  - Status: AB 1582 was sent to the Assembly Committee on Elections and Redistricting.
- **AB 1690 (Medina) Community Colleges: Part-Time, Temporary Employees.** AB 1690 is similar to AB 1010 (Medina) from 2015. The bill requires community colleges without collective bargaining agreements in effect as of January 1, 2017, or after January 1, 2017, to adopt specific minimum standards for the treatment of part-time, temporary faculty. These standards would include evaluation procedures, workload distribution and seniority rights.
  - Status: Introduced
- **AB 2069 (Medina) Seymour-Campbell Student Success Act of 2012.** AB 2069 amends language in the Student Success Act to require research metrics for districts to include data on the percentage of part-time faculty per full-time equivalent students that are required to hold office hours.
  - Status: Introduced
- **AB 2214 (Harper) Public Postsecondary Education: Faculty Royalty Income Disclosure.** AB 2214 requires faculty members of public postsecondary educational institutions annually disclose any compensation or royalty they receive from a publisher or provider of instructional content. This information is required to be made available to the public on the campus website.
  - Status: Introduced

## **FINANCE AND FUNDING**

- **SB 1144 (Hancock) Community College Apportionment (Correctional Officers Education).** SB 1144 waives open course requirements to allow community colleges to offer closed courses and educational programs to correctional officers at state correctional facilities.
  - Status: Introduced
- **SB 1460 (Leno) Community Colleges: Funding: San Francisco Community College District.** SB 1460 would require the CCC Board of Governors, for the 2017–18, 2018–19, and 2019–20, fiscal years to provide to the San Francisco Community College District a revenue adjustment for the restoration of reduced apportionments.
  - Status: Introduced

## GOVERNANCE

- **AB 986 (Gipson) Community Colleges: Compton Community College District.** AB 986 requires the CCC Chancellor to report to the Legislature on the priorities identified in each Fiscal Crisis and Management Assistance Team report and to provide a response on how the Chancellor intends to resolve in a timely manner the issues identified in the report.
  - Status: AB 986 was sent to the Senate Committee on Education.
- **AB 1781 (Lopez) Community Colleges Board of Governors.** AB 1781 is a spot bill. As written it makes minor changes to Section 70900 of the California Education Code that do not affect the substance of current statute.
  - Status: Introduced
- **AB 1837 (Low) Office of Higher Education Performance and Accountability.** AB 1837 states legislative intent to create the Office of Higher Education Performance and Accountability as the statewide postsecondary education coordination and planning entity.
  - Status: Introduced
- **AB 2434 (Bonta) Postsecondary Education: Higher Education Policy.** AB 2434 expresses intent language to explore alternative ways to improve affordability, accessibility, coordination, and development of higher education policy that are consistent with the interest of the people and State of California. The author intends to create a blue-ribbon commission to study and develop a plan to grow the funding, enrollment slots, and number of campuses at public universities and colleges so that public higher education in California has the capacity to be universal and tuition-free. The Commission's plan would also address the needs of California's diverse population and issues of equity. The Commission would submit its report to the Governor and the Legislature by 2018.
  - Status: Introduced
- **ACA 7 (Gonzalez) Voting Age: School and Community College Elections.** ACA 7 authorizes persons who are at least 16 years of age to vote in a school or community college district governing board election in which that person would be qualified to vote based on residence.
  - Status: Introduced

## MISCELLANEOUS

- **AB 1726 (Bonta) Data Collection.** AB 1726 is a reintroduction of last year's AB 176 (Bonta), which was vetoed by the Governor. The bill requires the segments of higher education to collect data on Asian and Pacific Islander subgroups and post on their respective websites statewide data on enrollment and completion by July 2017. The bill also requires that 18 months after the 2020 U.S. Census is released, the API subgroups reported by each segment include the subgroups used by the Census Bureau as well as additional subgroups. The bill also includes the state Department of Managed Health Care and the Department of Health Care Services.
  - Status: Introduced
- **AB 2222 (Holden) Transit Passes.** AB 2222 continuously appropriates \$50,000,000 annually from the Greenhouse Gas Reduction Fund for the Transit Pass Program to support transit pass programs of public agencies that provide free or reduced-fare transit passes to public school students and community college, CSU, and UC students.
  - Status: Introduced
- **AB 2308 (Hernandez) California Health Care Coverage Enrollment Assistance Act of 2016.** This bill authorizes each CSU and CCC campus to develop an informational item or amend an

existing enrollment form, or web site to provide uninsured students information about health care coverage options.

- Status: Introduced
- **SB 1038 (Allen) Community Colleges: Employees.** SB 1038 eliminates the tuberculosis test requirement for community college employees. Instead employees will take a risk assessment for tuberculosis and, if found to be at risk, the employee is then required to take the tuberculosis test. This mirrors how tuberculosis screening is done in K-12 districts.
  - Status: Introduced

## **STUDENT SERVICES**

- **AB 1995 (Williams) Community Colleges: Homeless Students: Access to Shower Facilities.** AB 1995 requires a district to grant access to those facilities to any homeless student who is enrolled and maintain records relating to student participation in the program.
  - Status: Introduced
- **AB 2009 (Lopez) Dream Resource Centers.** AB 2009 requires the governing boards of community college districts to designate campus Dream Resource Liaisons for purposes of expanding access to financial aid and academic opportunities to AB 540 students. The bill authorizes the Board of Governors to seek and accept on behalf of the state gifts, bequests, devises, or donations given to support Dream Resource Centers. The bill also encourages community colleges to establish Dream Resource Centers and specifies that nothing in AB 2009 requires the construction of a new or separate space for a Dream Resource Center. Though AB 2009 would create significant additional costs for community colleges, the bill does not include additional state resources. Community colleges will need additional state funds not currently in the budget to comply with this bill.
  - Status: Introduced
- **AB 2017 (McCarty): College Mental Health Services Program.** AB 2017 establishes the College Mental Health Services Trust Account and would appropriate an amount annually to that account from the Mental Health Services Fund, to be used by the department to create a grant program for public community colleges, colleges, and universities to improve access to mental health services on campus.
  - Status: Introduced
- **AB 2137 (Santiago) Postsecondary Education: Student Transfer Process.** The author's office indicated the subject of this bill is likely to relate to transfer to UC.
  - Status: Introduced
- **AB 2766 (Lopez) Student Aid Commission.** AB 2766 requires the Student Aid Commission to include four student members, one from each of the following: UC, CSU, CCC, and a California private postsecondary educational institution. Existing law requires the commission to include two members, appointed by the Governor, who are students enrolled in a California postsecondary educational institution.
  - Status: Introduced
- **AB 2791 (Medina) Community Colleges: Disability Services Program.** AB 2791 authorizes colleges to receive DSPS funds for a student that is enrolled in DSPS but not yet enrolled in a class. This will assist colleges to begin preparing accommodations for the student before they begin taking a class.
  - Status: Introduced

- **SB 906 (Beall) Public Postsecondary Education: Priority Enrollment.** SB 906 revises the definition of foster youth to mean a person in California whose dependency was established or continued by the court on or after the youth's 16th birthday and who is no older than 25 years of age at the commencement of the academic year, aligning it with the Cooperating Agencies Foster Youth Educational Support Program. SB 906 extends priority enrollment indefinitely to those students who are in Community College Extended Opportunity Programs and Services programs and to disabled students by removing the sunset.
  - Position: Sponsor/Support
  - Status: Introduced

## **TUITION, FEES, FINANCIAL AID**

- **AB 1449 (Lopez) Student Financial Aid: Community College Cal Grant.** AB 1449 authorizes a student to meet the CCC Cal Grant Transfer Entitlement award's high school graduation requirement with a high school diploma or equivalency or by being a California resident on his or her 18th birthday.
  - Status: AB 1449 was sent to the Senate Committee on Education.
- **AB 1583 (Santiago) Postsecondary Education: Community Colleges.** AB 1583 is currently a spot bill with the goal to establish a California Promise Program and expand access to the community colleges for California residents.
  - Status: Introduced
- **AB 1721 (Medina) Student Financial Aid: Cal Grant Program.** AB 1721 raises the maximum award for access cost for the Cal Grant B program from \$1,551 to \$3,000. The bill also increases the age of eligibility from 28 years of age to 31.
  - Position: Sponsor/Support
  - Status: Introduced
- **AB 1741 (Rodriguez) California Community College Promise Program.** AB 1741 is a spot bill that states legislative intent to establish the CCC Promise Program.
  - Status: Introduced
- **AB 1747 (Weber) Food Assistance: Higher Education Students.** AB 1747 requires public and private postsecondary educational institutions to ensure that surcharge-free transactions are accessible through the electronic benefits transfer (EBT) system. Institutions in a county that participates in the Restaurant Meals Program are required to apply to become approved vendors of the program. The bill excludes from the fee charged for cash withdrawal transactions any transactions processed through a point of sale device or an automatic teller machine on campuses. Higher Education institutions may receive matching funds for conducting CalFresh outreach activities. The bill would also establish the Public Higher Education Pantry Assistance Account in the Emergency Food Assistance Program Fund and would allocate funds to food banks that support on-campus pantry and hunger relief.
  - Status: Introduced
- **AB 1892 (Medina) Cal Grant C.** AB 1892 sets the maximum Cal Grant C award amount at \$3,000 for access costs to help community college students in priority occupational and technical training programs. The bill gives priority to students pursuing high wage and high need careers in a community college region. Substantive amendments were prepared by the Chancellor's Office and submitted to the author. These amendments seek to expand Cal Grant C benefits for community college students.
  - Position: Sponsor/Support
  - Status: Introduced

- **AB 1888 (Low) Cal Grants: Nondiscrimination.** AB 1888 requires colleges and universities as a condition of participating in the Cal Grant program to certify in their participation agreement with the California Student Aid Commission that the institution shall not subject a student or employee to discrimination. The bill also requires that participating institutions shall not apply for or receive a waiver by the United States Department of Education from nondiscrimination requirements.
  - Status: Introduced
- **AB 1961 (Baker) Student Financial Aid: Ortiz-Pacheco-Poohigian-Vasconcellos Cal Grant Program.** AB 1961 is currently a spot bill, and, according to the author's staff, the bill will be amended to restore the maximum Cal Grant award for private nonprofit and for-profit institutions to \$9,084.
  - Status: Introduced
- **AB 2136 (Mayes) Exemption from Nonresident Tuition (Deletes Nonimmigrant Exception).** AB 2136 deletes the exception in the nonresident tuition for nonimmigrant aliens making nonimmigrant aliens eligible for the exemption from nonresident tuition if the student meets other requirements specified in statute. AB 2136 applies to students at CSU and CCC and requests the UC Regents to enact exemptions from requirements to pay nonresident tuition for its students that are equivalent to those applicable to students of CCC and CSU.
  - Status: Introduced
- **AB 2364 (Holden) Public Postsecondary Education: Tuition Exemption.** AB 2364 exempts a student, other than a nonimmigrant alien as defined in Section 1101 of Title 8 of the United States Code, from paying nonresident tuition at CSU and CCC if that student is currently a state high school student enrolled in a concurrent enrollment or dual enrollment program.
  - Status: Introduced
- **AB 2383 (Medina) Autism Employment and Education Act.** AB 2383 establishes the Autism Employment and Education Program. It creates a residential, occupational, and living skills program at each participating community college and CSU campus to help students with autism, live independently, obtain employment, and become self-sufficient after they graduate from the college or university. The bill would only become operative upon appropriation by the Legislature for the implementation of the program.
  - Status: Introduced
- **AB 2506 (Thurmond) Student Financial Aid: Chafee Grants.** AB 2506 specifies standards for postsecondary educational institutions to be deemed qualifying institutions for the Chafee Educational and Training Voucher program. The bill requires the Student Aid Commission to ensure that every current and former foster youth is issued those funds who files a timely application and is eligible for the award of a Chafee Educational and Training Voucher.
  - Status: Introduced
- **SB 893 (Nguyen) Tuition and Fees: San Bernardino Dependents.** SB 893 prohibits the three segments of higher education from collecting fees from surviving dependents of the December 2, 2015, San Bernardino terrorist attack. The dependent must meet the financial need requirements of the Cal Grant A Program and resident requirements specified in the measure. The California Victims Compensation and Government Claims Board will determine qualification.
  - Status: SB 893 has been sent to the Senate Committee on Education.
- **SB 1314 (Block) Cal Grant A Entitlement Program.** SB 1314 would specify that community college students participating in the baccalaureate degree programs who also satisfy the eligibility requirements for the Cal Grant A entitlement award shall receive an award.
  - Status: Introduced

- **SB 1450 (Glazer) The California Promise.** AB 1450 authorizes a CSU and CCC campus to enter into a pledge with a student to cap fees and tuition if the student earns an associate degree within 2 academic years or a baccalaureate degree within 4 academic years.
  - Status: Introduced

## **VETERANS, MILITARY AND DEPENDENTS**

- **AB 1936 (Chavez) Residency: Dependents of Armed Forces Members.** AB 1936 amends current statute that provides in-state tuition for dependents of military members so that they will maintain resident tuition after being admitted to a postsecondary institution. AB 1936 was prompted by a UC Davis student whose father was deployed before classes started and whose resident status for tuition was revoked.
  - Status: Introduced
- **AB 2494 (Hernandez, R) Veteran Resource Centers Grant Program.** AB 2494 establishes the Veteran Resource Centers Grant Program. This bill authorizes the governing board of a community college district and a community college campus at which a veterans resource center has been or is intended to be established to jointly apply to the Chancellor's Office for a grant for purposes of providing resources to veterans and active duty members of the Armed Forces of the United States enrolled at the campus. The bill would establish the Veteran Resource Centers Grant Fund in the State Treasury. The bill would allocate moneys in the fund, upon appropriation by the Legislature in the annual Budget Act, to the chancellor for, among other things, administration of the program and distribution of awards to recipient community college districts and campuses. AB 2494 requires the Chancellor's Office to submit a report to the Legislature on the progress of the program by May 31, 2019.
  - Status: Introduced

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