



“Digest” means an item has been through internal review by the Chancellor’s Office and the review entities. The item now has form and substance and is officially “entered into Consultation.” The Council reviews the item and provides advice to the Chancellor.

Title: Report of the Workgroup on Regulations

Date: March 15, 2018

Contact: Christian Osmeña, Vice Chancellor for College Finance and Facilities Planning

ISSUE

Consider the proposal made by the Workgroup on Regulations and provide feedback.

BACKGROUND

Former Chancellor Harris encouraged the formation of the Workgroup on Regulations (Workgroup) to focus on regulations in two areas: the “50 Percent Law” and full-time faculty (covering both the Faculty Obligation Number and the goal that at least 75 percent of the hours of credit instruction be taught by full-time faculty). In March 2016, that Workgroup presented a proposal to the Consultation Council. (That proposal is available as an attachment to the agenda for that meeting.) That proposal described the situation as follows:

“For many years, the 50% Law (Education Code Section 84362) and the Faculty Obligation Number (FON, Title 5 Sections 51025 and 53311) have been both guiding principles and sources of controversy in the California Community College System. Attempts have been initiated on numerous occasions and from various parties to reform or even abolish these statutory and regulatory requirements. However, as much as some groups have called for change, others have just as vigorously defended these requirements as necessary and beneficial to the system. As a result, both the 50% Law and the FON have remained essentially unchanged.”

Following the appointment of Chancellor Oakley, the Workgroup approached him with this proposal. The Chancellor asked the group to evaluate the proposal in light of changes in policy that had occurred since its initial presentation to the Consultation Council, including the adoption by the Board of Governors of the *Vision for Success* and the system’s implementation of Guided Pathways.

Pursuant to this request, the Workgroup met on December 18 and again on February 26 to discuss these developments. The membership of the workgroup changed since its presentation before the Consultation Council. The Workgroup now consists of the following members:

Bonnie Ann Dowd, Executive Vice Chancellor of Business and Technology Services, San Diego Community College District, and former chair, Association of Chief Business Officials (co-chair)

Julie Bruno, President, Academic Senate for California Community Colleges (co-chair)

Constance Carroll, Chancellor, San Diego Community College District

Willy Duncan, Superintendent and President, Sierra College, and former chair, Association of California Community College Administrators

Richard Hansen, President, California Community College Independents

Jim Mahler, President, California Federation of Teachers Community College Council

Lynette Nyaggah, President, California Teachers Association Community College Association

John Stanskas, Vice President, Academic Senate for California Community Colleges

Joe Wyse, Superintendent/President, Shasta College

The Workgroup noted that the *Vision for Success* references the role of full-time faculty to advance its goals and commitments. In the Vision's commitment to "focus relentlessly on students' end goals," the report suggests that "...employing more full-time faculty, improving working conditions and pay for adjuncts to improve retention, and implementing instructional programs and strategies that lead to enhanced quality interactions between students and faculty are all good places to start."

Following this discussion, the Workgroup modified some of its initial recommendations. The Workgroup's full report is attached. The following principles and conclusions, which were included in the initial proposal, remain in the document:

- "A. The focus of the 50% Law should continue to be on instructional costs.
- B. Any new definition of instructional costs would necessitate a redetermination of the percentage of general fund dollars appropriate to those costs.
- C. General fund match requirements should be eliminated for all restricted funds.
- D. The FON should be modified to reflect an ongoing focus on making progress toward the 75% Goal in a systematic way."

Because of current policy discussions, including the Governor's proposal for a new community college funding formula, it is difficult to forecast the effects of the Workgroup's recommendations.

FEEDBACK/QUESTIONS FOR COUNCIL

The Chancellor's Office and the Workgroup are seeking feedback on the elements of the proposal. The Chancellor's Office is especially interested in the following:

- How do the recommendations further the goals included in the *Vision for Success*?
- How might changes contemplated in current policy discussions interact with the proposal?