RENOUNCE OF MODIFICATIONS TO TEXT OF PROPOSED
AMENDMENTS TO CALIFORNIA CODE OF REGULATIONS, TITLE 5
REGARDING ENROLLMENT PRIORITIES

Renounce published July 24, 2012

The Board of Governors of the California Community Colleges, hereby, is providing notice of changes made to the above-referenced proposed regulation text which was the subject of a public hearing on July 9, 2012. Section 206, subdivision (c) of the Procedures for the Standing Orders of the Board of Governors requires the Board to renounce the proposed regulatory action where the proposed regulations have been previously considered and are now being modified, and those changes are “sufficiently related” to the text of the previously-proposed regulations.

CHANGES TO THE TEXT

After the 45-day comment period had commenced, changes were made to the proposed text of the regulations by the California Community Colleges Chancellor’s Office (CCCCO) staff and presented to the Board of Governors at its July 9-10, 2012, meeting. All of the changes that have been made to the proposed text of the regulations are denoted by bold underline and/or bold strikeout.

(n) Each community college district shall establish written procedures by which a student may appeal the loss of priority enrollment status due to extenuating circumstances, where a student with a disability applied for, but did not receive reasonable accommodation in a timely manner, or where a student on academic or progress probation demonstrates significant academic improvement. Extenuating circumstances are verified cases of accidents, illnesses or other circumstances beyond the control of the student. **Districts may allow students who have demonstrated significant academic improvement to appeal the loss of priority enrollment status.** Significant academic improvement is defined as achieving no less than the minimum grade point average and progress standard established in section 55031 for the term or terms.

WRITTEN COMMENT PERIOD

Any interested person may submit written comments relevant to the changes to the proposed regulatory action subject to the renounce, i.e., title 5, California Code of Regulations, section 59404(a). As the 45-day comment period for the original proposal is open until August 17, 2012, we will accept comments concerning the changes outlined in this renounce up to that date. To
ensure that your comments have the maximum effect in developing the final regulations, we urge you to identify clearly the specific section or sections of the proposed regulations that each of your comments addresses and to arrange your comments in the same order as the proposed regulations.

Please send your comments to:

Office of the General Counsel  
California Community Colleges  
Chancellor's Office  
1102 Q Street, 3rd Floor  
Sacramento, CA 95811-6549

Attn: Steven Bruckman, Executive Vice Chancellor of Operations and General Counsel

Comments may also be submitted by facsimile at 916-322-9030 or by email at regcomments@cccco.edu. Comments must be received by Steven Bruckman prior to 5:00 p.m. on August 17, 2012.

UPDATED INFORMATIVE DIGEST

At its July 9, 2012, meeting, the Board of Governors held a public hearing and first reading regarding proposed changes to the enrollment priorities regulations pursuant to the 45-day notice published on June 28, 2012. As a result of public comment and further staff analysis, subdivision (n) of section 58108 is proposed to be modified to provide districts discretion to allow students who have lost priority enrollment status the right to appeal if they have demonstrated significant academic improvement. Under the prior language, the right of appeal was mandatory.

It is expected that the Board of Governors will be asked to adopt the Enrollment Priorities regulation changes pursuant to the original 45-day notice and this 15-day renotice, at its meeting of September 10-11, 2012.

CONTACT PERSON

Inquiries concerning the content of these regulations may be directed to:

Sonia Ortiz-Mercado, Dean  
Student Services and Special Programs Division  
California Community Colleges  
Chancellor's Office
TEXT OF PROPOSED REGULATIONS AND CORRESPONDING DOCUMENTS

The exact language of the proposed regulation change subject to this renotice is set forth above. All of the information upon which this proposal is based may be obtained online at the following link. Item 3.2 is in the First Reading Calendar for the July agenda:


For your convenience, here is a direct link to the First Reading Calendar:

http://extranet.cccco.edu/Portals/1/ExecutiveOffice/Board/2012_agenda/July/First_Reading_Calendar_IN.pdf

Those who received the Board of Governors Agenda package for the July 9-10, 2012 meeting can find a further description of the original proposal and the full text of the regulations in agenda item number 3.2.

You may also request a copy of the proposal from Steven Bruckman, using the contact information provided above.

SB/fr/ll