15-DAY NOTICE OF MODIFICATIONS TO TEXT OF PROPOSED AMENDMENTS TO CALIFORNIA CODE OF REGULATIONS, TITLE 5 REGARDING FINANCIAL ASSISTANCE AWARDS

15-day Notice published November 22, 2013

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 November 12, 2013. Section 206, subdivision (c) of the Procedures for the Standing Orders of the Board of Governors requires the Board to renotice 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 November 12, 2013, meeting during the public hearing and first reading of the regulation amendments proposed in agenda item 3.1. At this meeting the Board of Governors voted to approve putting forth for public comment the changes proposed by CCCCO staff for 15 days (15-day comment period). All of the new changes that have been made to the proposed text of the regulations are denoted by double bold underline and/or double bold strikeout.

Staff felt it was important to change section 58620 to correct the deletion of specific reference to code sections that were erroneously removed in the originally noticed regulations. The changes from the originally noticed regulations are denoted by double bold underline and double bold strikeout, as follows.

§ 58620. Student Eligibility: Board of Governors GrantFee Waiver.

To be eligible for a Board of Governors GrantFee Waiver, a student must:

(a) Be a California resident or meet an exception, authorized by law, to the resident requirement; (so long as a person qualifies for a military statutorily required exception to residence determination pursuant to Education Code section 68074, 68075, or section 68075.5 or is statutorily required to be exempted from paying nonresident tuition pursuant to Education Code section 68130.5, he or she shall be deemed a California resident for purposes of this section) and

(b) Meet one of the following criteria:
Additionally, section 58621(e) was modified to read:

**58621. Loss of Eligibility.**
(e) . . . Extenuating circumstances also includes special consideration of the specific factors associated with Veterans, CalWORKs, EOPS and DSPS student status.

This change was necessary to further clarify the intent of this section.

**WRITTEN COMMENT PERIOD**
Any interested person may submit written comments relevant to the changes to the proposed regulatory action subject to the renotice, i.e., title 5, California Code of Regulations, sections 58620 and 58621. As the 45-day comment period for the original proposal is open until December 17, 2013, we will accept comments concerning the changes outlined in this 15-day notice 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: Julia Blair, Senior Attorney

Comments may also be submitted by facsimile at 916-322-9030 or by email at regcomments@cccco.edu. Comments must be received by Julia Blair prior to 5:00 p.m. on December 17, 2013.

**UPDATED INFORMATIVE DIGEST**
At its November 12, 2013, meeting, the Board of Governors held a public hearing and first reading regarding proposed changes to the Financial Assistance Awards regulations pursuant to the 45-day notice published on October 31, 2013. As a result of further staff analysis, subdivision (a) of section 58620 is proposed to be modified to reinsert erroneously deleted code sections.

Additionally, subdivision (e) of section 58621 is proposed to further clarify the section through the addition of “also” regarding extenuation circumstances.
It is expected that the Board of Governors will be asked to adopt the Financial Assistance regulations changes pursuant to the original 45-day notice and this 15-day notice, at its meeting of January 13-14, 2014.

**CONTACT PERSON**

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

Linda Michalowski, Vice Chancellor  
Student Services and Special Programs Division  
California Community Colleges  
Chancellor's Office  
1102 Q Street, Suite 4554  
Sacramento, CA 95811-6549  
Telephone: 916-327-5361  
E-mail: lmichalo@cccco.edu

Inquiries concerning the regulatory process may be directed to Julia Blair, Senior Attorney, at 916-445-6272 or jblair@cccco.edu.

**TEXT OF PROPOSED REGULATIONS AND CORRESPONDING DOCUMENTS**

The exact language of the proposed regulation change subject to this 15-day notice is set forth above. All of the information upon which this proposal is based may be obtained online at: [http://extranet.cccco.edu/SystemOperations/BoardofGovernors/Meetings.aspx](http://extranet.cccco.edu/SystemOperations/BoardofGovernors/Meetings.aspx)

Those who received the Board of Governors Agenda package for the November 12-13, 2013, meeting can find a further description of the original proposal and the full text of the regulations in agenda item number 3.1.

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

SB/JB/II