This update contains analyses of legislative initiatives being tracked by staff of the California Postsecondary Education Commission. The positions shown for each bill are those adopted by the Commission at its June 9 and earlier meetings.

A matrix of bills monitored by CPEC staff is included on page 12.

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Access

AB 669 (Fong), Postsecondary education: residency requirements

As introduced February 25, 2009
Commission position – Support

Senate Education Committee— hearing set June 17

This bill creates an exception to the uniform residency requirements used to determine whether a person is a state resident for student fees purposes at UC, CSU and the community colleges. This exemption applies students aged 19 or under at the time of enrollment, who are dependents or wards of the state through California’s child welfare system and those formerly served by California’s child welfare system and are no longer being served due to emancipation or aging out of the systems.

Students applying from a state custodial system often have trouble accessing college and applying for aid because they cannot prove residency, complete a FAFSA, get a transcript authorized, or provide other things needed for an application. This bill allows one state-run system (welfare) to take on the “parent” role for validating residency for these students.
Affordability

AB 317 (Solorio), Postsecondary education: college textbooks
As amended April 13, 2009
Assembly Higher Education Committee — failed deadline, now a 2-year bill
This bill contains a number of provisions intended to increase the transparency of the selection process for college textbooks.

SJR 2 (Liu), Postsecondary education: college textbook affordability
As introduced February 25, 2009
Assembly Higher Education Committee
This measure commends Congress and the President for including the American Opportunity Tax Credit in the American Recovery and Reinvestment Act of 2009 enabling California to make college affordable for students. The measure expresses legislative intent to adopt similar higher education tax credits when the state’s economic conditions improve.

SB 48 (Alquist), College textbooks: electronic versions
As amended May 12, 2009
Assembly Desk, waiting Committee assignment
This bill requires that publishers of textbooks offered for sale at a public postsecondary institution make the textbooks available in an electronic format by January 1, 2020. The bill requires that electronic versions of textbooks include the same content as the printed versions and would allow the electronic versions to be copy-protected.

SB 216 (Liu), Public postsecondary education: textbooks
As amended May 5, 2009
Senate Appropriations Committee — failed deadline, now a 2-year bill
This bill revises provisions in law affecting textbook publishers, encouraging them to take actions aimed at reducing the cost of textbooks. The bill encourages publishers to provide lists and prices of their products and requires colleges to list required textbooks for courses on their websites prior to the beginning of each term. This bill will likely be amended again in the coming weeks.

Postsecondary Education Facilities Funding

AB 220 (Brownley), Public education facilities: Kindergarten-University Public Education Facilities Bond Act
As amended April 14, 2009
Assembly Education Committee — failed deadline, now a 2-year bill
The bill states legislative intent to place the Kindergarten–University Public Education Facilities Bond Act on the ballot in the next statewide general election. The bill does not yet specify the amount of this general obligation bond. If approved by the voters, the bond would provide funds for public K-12 and postsecondary education construction projects.
SB 271 (Ducheny), Higher Education Facilities Bond Act of 2010

As amended May 6, 2009  Commission position – Support

Senate Appropriations Committee, suspense file

As recently amended, this bill proposes the Higher Education Facilities Bond Act of 2010, a general obligation bond of $8.6 billion to be submitted to the voters for approval in the November 2010 election. Proceeds from the bond will fund the public higher education systems’ facilities construction programs. In 2006, CPEC estimated that California’s public institutions needed to spend $1.5 billion each year through 2015 for new and remodeled facilities. Capital outlay funding has been limited in the years since that report, and facility needs are likely be even greater today. CPEC has supported increased development of joint-use facilities and other provisions. However, concerns have been expressed about provisions in the bond that allow the segments to use up to 10% of their bond proceeds to provide off-site mitigation for campus construction projects.

Private Postsecondary Education

AB 48 (Portantino), Private postsecondary education: California Private Postsecondary Education Act of 2009

As amended June 1, 2009  Commission position – Watch

Assembly Floor, second reading

This bill establishes the Bureau for Private Postsecondary Education in the Department of Consumer Affairs as a successor agency to the former Bureau for Private Postsecondary and Vocational Education. The bill appropriates $580,000 from the Private Postsecondary and Vocational Education Administration Fund to the new bureau to begin carrying out its functions. Recent amendments exempt institutions accredited by the Western Association of Schools and Colleges from most provisions of this act.

SB 489 (Liu), Private postsecondary education: Private Postsecondary and Vocational Education Reform and Student Consumer Protection Act of 2009

As Amended April 1, 2009  Commission position – Watch

Senate Business, Professions and Economic Development Committee — failed deadline, now a 2-year bill

This bill enacts the Private Postsecondary and Vocational Education Reform and Student Consumer Protection Act of 2009. The bill establishes a Bureau for Private Postsecondary Education (BPPE) in the California Postsecondary Education Commission and authorizes CPEC to establish policies and guidelines and to adopt regulations necessary to provide oversight for private proprietary and other specified schools operating in California. The bill requires these institutions to apply to the BPPE for licensure and establishes procedures and standards for application and BPPE licensure. The bill requires CPEC to fulfill specified functions and responsibilities under the new act.

This bill was referred to the Senate Business, Professions and Economic Development Committee but its hearing was canceled at the request of the author. This action means that SB 489 probably will not be taken up again until the second year of this legislative session.
Segmental Mission and Functions

AB 24 (Block), California State University: feasibility study: Chula Vista
As amended June 1, 2009  Commission position – Watch

Assembly Floor, second reading

This bill requires CSU to conduct a study on the feasibility of opening a satellite center in Chula Vista, with the ultimate goal of establishing it as an independent campus. Recent amendments require CSU to complete this study within 18 months of a certification by the CSU Trustees that funds are available to do so.

AB 78 (Portantino), Pupils: concurrent enrollment in community college and secondary or elementary school
As amended April 28, 2009  Commission position – Support

Assembly Appropriations Committee — failed deadline, now a 2-year bill

This bill amends current law by authorizing school districts to enter into partnerships with community college districts to allow high school students to enroll in community college courses. Only those students who have exhausted their opportunities to enroll in an equivalent high school course, adult education program, continuation school, or regional occupational program would be covered under this statute. The bill also deletes provisions in current law requiring school principals to provide a recommendation for students wishing to attend a community college summer session, and generally limits this summer session attendance to 5% of students from any grade level. The bill prohibits community college districts from receiving apportionment funding for an instructional activity for which a school district has been, or will be, paid and makes conforming changes to state laws.

AB 386 (Ruskin), Public postsecondary education: instructional materials: disabled students
As amended April 28, 2009  Commission position – Support

Senate Education Committee

This bill authorizes public colleges and universities to provide captioning for nonprinted instructional materials for students with disabilities if the publisher does not respond to a request for this service within a two-week period. If publishers do not respond within this period, the institutions could create a captioned copy, as limited by federal copyright laws. The colleges must ensure that copyright owners are not deprived of appropriate compensation. The bill also requires publishers of audiovisual instructional materials and digital media files to make these materials accessible to students with disabilities by captioning or other alterations.

AB 500 (Conway), California State University: feasibility study: high desert campus
As amended April 16, 2009  Commission position – Watch

Assembly Higher Education Committee — failed deadline, now a 2-year bill

The bill requires CSU Trustees to conduct a study on the feasibility of establishing a CSU satellite program, and ultimately, a campus, in the high desert. The high desert area is defined as including parts of Inyo, Kern, and San Bernardino counties. The study is to be completed by January 2011. Current statute provides that any proposals for new campuses or educational centers must be approved by CPEC.
AB 723 (Conway)  Community colleges: career technical education  
As introduced February 26, 2009  
Failed to meet Legislative deadlines  
Commission position – Watch  
This bill expresses legislative intent to develop and adopt uniform, objective, high-quality criteria for evaluating programs in career technical education at community colleges.

AB 867 (Nava), CSU: Doctor of Nursing Practice degree  
As amended April 14, 2009  
Senate Rules, waiting Committee assignment  
This bill authorizes CSU to award the Doctor of Nursing Practice degree. The bill would distinguish the Doctor of Nursing Practice degree from research-based doctoral degrees offered at UC. The bill requires that these programs be designed to enable professionals to earn the degree while working full time, train nurses for advanced practice, and prepare faculty to teach in postsecondary nursing programs. The bill requires CSU to report each year on the status of the Doctor of Nursing Practice degree program as specified.

AB 1295 (Fuller), Postsecondary education: nursing degree programs  
As amended April 16, 2009  
Senate Education Committee  
This bill requires the establishment of an articulated transfer pathway for nursing programs between the community colleges and CSU. The bill requires the community colleges and CSU to implement transfer pathways that ensure that CSU does not require students with an Associate Degree in Nursing (ADN) seeking a Bachelor of Science in Nursing to retake courses that were required for licensure when the student earned the ADN.

AB 1455 (Hill), San Mateo County Community College District Baccalaureate Partnership Act  
As amended May 7, 2009  
Senate Education Committee  
The bill was recently amended to authorize the San Mateo County Community College District to seek partnerships with UC and CSU to offer baccalaureate degree programs on campuses of the San Mateo Community College District. New programs created under this statute are encouraged to be based on the model of the district’s existing University Center. This is a joint program between Cañada College, San Francisco State University, and CSU East Bay where students take upper division courses at the Cañada College University Center that lead to a CSU bachelor’s degree. CPEC has generally supported joint educational programs. Depending upon how these provisions are implemented, the bill could expand the community colleges’ mission beyond what is specified in the Master Plan for Higher Education.

ACA 24 (Nestande, Portantino), University of California: Constitutional Amendment  
As introduced May 26, 2009  
Assembly, awaiting first hearing  
Commission position – Oppose  
This bill repeals provisions in the state constitution relating to UC and the UC Board of Regents as of January 2011. The bill requires UC and the regents be continued in existence subject to legislative control provided by statute. The measure requires the Legislature to enact legislation to implement these provisions. The provisions in this bill are identical to those in SCA 21.
SB 147 (DeSaulnier), UC and CSU: career technical education courses  
As amended May 19, 2009  Commission position – Oppose, unless amended
Assembly Floor, first reading

As introduced, this bill required CSU to recognize high school career technical education (CTE) courses that meet the CTE model curriculum standards as satisfying the elective requirement in the a–g college admission requirements. Proposed amendments require CSU to allow students to satisfy the elective requirement by completing a CTE course that relates to a CSU undergraduate major and courses that meet the CTE model curriculum standards. Proposed amendments also require CSU to establish the criteria for recognizing CTE courses and identify majors and programs for which a CTE course meets CSU academic senate’s criteria. The proposed amendments do not address the Commission’s concerns that the bill legislates portions of the current academic process by which higher education faculty determine the applicability of selected high school courses to the college preparation process. Staff recommend that the Commission continue to oppose this bill unless it is amended to address these concerns.

SB 599 (Negrete McLeod), Workforce development  
As amended May 13, 2009 Commission position – Support
Assembly Floor, first reading

This bill was amended to include a provision requiring the successor agency to the former Bureau for Private Postsecondary and Vocational Education (BPPVE) to report all available data on the institutions under its oversight to CPEC. This provision would take effect only if AB 48 (Portantino) which creates a successor agency to BPPVE is enacted and becomes effective on or before January 1, 2010. Other recent amendments require local workforce investment boards to consider national, regional, or industry accredited private postsecondary educational institutions for job training services and education programs in awarding grants for job training services and education programs.

CPEC currently compiles a wide variety of data about higher education in California, has not had success in past years in acquiring data on for-profit and other private schools.

SCA 21 (Yee, Ashburn), University of California: Constitutional Amendment  
As introduced May 26, 2009 Commission position – Oppose
Senate, awaiting first hearing

This bill repeals provisions in the state constitution relating to UC and the UC Board of Regents as of January 2011. The bill requires UC and the regents be continued in existence subject to legislative control provided by statute. The measure requires the Legislature to enact legislation to implement these provisions. The provisions in this bill are identical to those in ACA 24.

Student Fees and Financial Aid

AB 38 (Salas) Postsecondary education: resident classification: veterans  
As amended April 14, 2009 Commission position – Support
Assembly Appropriations Committee — failed deadline, now a 2-year bill

This bill repeals an existing provision of law that determines residency status for military veterans and enacts the Veterans Education Assistance Act of 2009. Currently, a student who was a member of the U.S. Armed Forces stationed in California on active duty for more than one year...
immediately before being discharged can be classified as a resident for student fee purposes for the length of time they lived in California after being discharged up to the minimum time necessary to become a resident. This bill deletes the one year requirement. The student would have to meet other requirements, including eligibility for federal veterans’ education benefits.

AB 69 (Duvall), Postsecondary education: enrollment growth

As amended April 2, 2009
Commission position – Watch

Assembly Higher Education Committee — failed deadline, now a 2-year bill

This bill was amended to require CSU and requests UC to include specified information on graduation and retention in their annual enrollment reports. As introduced, the bill required CSU and UC to set fees over a four-year period instead of annually, effective with the 2010–11 fiscal year. The bill also now requires the Department of Finance to develop projections for UC and CSU enrollment based on changes in the number of high school students expected to graduate in the coming fiscal year. These projections would be used for UC and CSU enrollment funding.

Staff recommend that CPEC work with the author to clarify the impact of these provisions and the author’s intent.

SB 15 (Cedillo), Student financial aid: members and former members of the Armed Forces of the United States

As amended March 25, 2009
Commission position – Support

Senate Appropriations Committee — failed deadline, now a 2-year bill

This bill amends current law on Cal Grant A and B awards to entitle otherwise eligible students who are veterans or members the U.S. Armed Forces, and who enroll in a community college career technical education program or qualifying undergraduate certificate or degree program, beginning with the 2010–11 academic year.

The bill requires the California Student Aid Commission (CSAC) to make preliminary awards to all currently eligible applicants, who would be required to affirm in writing that they meet the program requirements. The bill requires CSAC to randomly select at least 10% of awards made under these provisions to verify that students meet eligibility requirements, and to seek repayment of improperly-disbursed funds. The bill requires CSAC to report annually to the Legislature and Governor the number of awards made under this program.

SB 160 (Cedillo), Student financial aid: institutional financial aid eligibility

As introduced February 14, 2009
Commission position – Support

Senate Appropriations Committee, — failed deadline, now a 2-year bill

This bill requires the CSU Trustees and the California Community Colleges Board of Governors, and requests the UC Regents, to establish procedures enabling persons who are exempt from paying nonresident tuition under AB 540 Firebaugh (Chapter 814, Statutes of 2001) to be eligible for institutional financial aid. The bill defines “institutional financial aid” to include grants, scholarships, work-study, and loan programs, but excludes community colleges Board of Governors fee waivers. The bill is consistent with legislation the Commission supported in recent years to make education more affordable to undocumented students covered under AB 540. These students must have attended California high schools for three or more years and must have filed an affidavit that they are seeking lawful immigration status.
Workforce Development

AB 35 (Furutani), Education: workforce preparation

As amended April 13, 2009

Assembly Higher Education Committee — failed deadline, now a 2-year bill

This bill was recently amended to require CPEC to conduct stakeholder meetings to develop recommendations for a strategic plan for workforce development and career technical education in public education. CPEC is to complete this work in cooperation with the California Department of Education and the California Workforce Investment Board and report its recommendations on the strategic plan to the Legislature. The bill also declares legislative intent to develop an education system strategic plan for workforce preparation. CPEC supports the goals of this bill. The bill provides no funding to support this additional workload. Staff recommend that CPEC work with the author to secure sufficient resources to complete this project.

AB 36 (Furutani), Public education: basic skills training

As amended April 13, 2009

Assembly Higher Education Committee — failed deadline, now a 2-year bill

This bill was recently amended to require CPEC, in consultation with the Community Colleges’ Chancellor’s Office, to develop recommendations for basic skills programs and report them to the Legislature. The bill also declares legislative intent to develop a readiness year program in public education that provides basic skills training for students entering or reentering an academic institution or the workforce. The program would be designed to help prepare these students to meet California’s career technical education and workforce development needs. The bill is consistent with CPEC’s goals on workforce development but provides no funding to support this additional workload. Staff recommend that CPEC work with the author and the Chancellor’s Office, to determine and secure the resources required to complete this project.

AB 148 (Coto), Commission on Teacher Credentialing: study on transformational leadership

As amended March 10, 2009

Senate Rules, waiting Committee assignment

This bill requires the Commission on Teacher Credentialing to conduct a study to recommend more effective paths to transformational leadership, through the administrative credential process on the part of school principals and leaders. The bill requires CTC to conduct the study between July 2010 and June 2011, and report its findings to the Legislature by December 2011. The bill repeals those provisions as of January 1, 2012.

SB 199 (Ducheny), Postsecondary education: instructional strategies: subject matter projects

As amended April 22, 2009

Senate Appropriations Committee — failed deadline, now a 2-year bill

Existing law authorizes the UC Regents to establish and maintain cooperative endeavors designed to develop teachers’ subject matter knowledge in six subject matter areas. Existing law provides goals for these projects, which include providing support to teachers to develop the content knowledge and pedagogical skills needed to implement State Board of Education standards. This bill provides that this support may include assistance to teachers to develop the content knowledge and pedagogical skills necessary to teach in multiple-pathway programs and ca-
reer technical education. The bill would also authorize three additional subject matter projects: the California Physical Education-Health Project, the California Arts Project, and the California Foreign Language Project.

AB 1495 (V. Manuel Perez), CPEC: workforce development

*As introduced February 27, 2009*  
*Commission position – Support*

*Failed to meet Legislative deadlines*

Existing law establishes CPEC as the statewide postsecondary education coordinating and planning agency and provides for its responsibilities. This bill would express the intent of the Legislature to enact legislation to require CPEC to establish an initiative to improve local workforce development systems’ coordination with the state’s education system.

### Other Areas

**AB 218 (Portantino), Postsecondary education: educational and economic goals for California higher education**

*As introduced February 3, 2009*  
*Commission position – Support*

*Senate Rules, waiting Committee assignment*

The bill deletes the following CPEC statutory requirements from current law: develop criteria for evaluating the effectiveness of all aspects of postsecondary education; convene an intersegmental advisory committee on transfer; review and make recommendations on adult education programs; report on the financial conditions of independent institutions; annual reporting requirements from CSU, UC, and the community colleges to CPEC on transfer patterns. This bill repeals the existing higher education accountability program and requires the state to establish a new accountability framework with prescribed goals. Data collected would be reported to the Legislature and the Governor and made available to the public. The bill is consistent with provisions in SB 325, which the Commission supported last legislative session.

**AB 224 (Portantino), State employment: salary freeze**

*As amended June 2, 2009*  
*Commission position – Watch*

*Assembly Floor, second reading*

This bill formerly required the state’s higher education governing bodies and administrative agencies to broadcast their board meetings over the Internet and to provide public notice of the availability of these proceedings. Recent amendments delete these provisions and focus on compensation issues. The amended bill prohibits state employees with base salaries of more than $150,000 per year from receiving a salary increase, bonus or other compensation increase that would be in excess of their base salary while employed in the same position or classification. People covered by active memoranda of understanding, exempted by the Governor, or whose salaries are set in constitutional provisions are exempted. The provisions in this bill would be in effect for two years. The amended bill is similar to Assemblymember Portantino’s AB 53, which was held in the Assembly Appropriations Committee.
AB 440 (Beall), California Community Colleges: student transfer  
As amended April 27 2009  
Commission position – Support  
Senate Education Committee  
This bill enacts the College Student Success Act which authorizes community colleges to grant an associate in arts degree in transfer studies to a student meeting specified requirements.

AB 1182 (Brownley), Public postsecondary education: reporting requirements  
As amended April 30, 2009  
Commission position – Support  
Senate Education Committee  
This bill would express the intent of the Legislature to refine higher education reporting requirements to provide for more effective, manageable, and transparent reporting by the higher education systems. The bill further expresses the intent of the Legislature that the Budget Act for the 2010–11 fiscal year modify recurring Budget Bill language, as specified. This bill is the re-run of last year's AB 1821 that the Commission worked on and strongly supported.

AB 1222 (Lowenthal), California State University and University of California: alumni: disclosure  
As amended May 6, 2009  
Commission position – Support  
Assembly Floor, second reading  
This bill extends current law expiring in January 2011 that protects personal information of donors to CSU, UC, and the Hastings College of the Law. The bill provides donors with proper notice before identifying information about them is made available to the public. Recent amendments extend the repeal date of these provisions to January 1, 2016.

SB 19 (Simitian), Education data  
As amended May 4, 2009  
Commission position – Watch  
Assembly Floor, first reading  
This bill authorizes that federal grant funds received under the Education Technical Assistance Act for Statewide Data Systems, as part of the American Recovery and Reinvestment Act of 2009, be used to implement existing statutory provisions which require the State Chief Information Officer to convene a working group to create a strategic plan to link education data systems and to accomplish specified objectives on accessibility of education data to be implemented as specified.

SB 123 (Liu), California Career Resource Network Program  
As amended March 25, 2009  
Commission position – Support  
Assembly Education Committee  
The California Career Resource Network provides career development information and resources. This bill would establish this network as a program in the California Department of Education. At present, this network consists of representatives from the following offices:  
  Director of Employment Development  
  Superintendent of Public Instruction  
  Chancellor of the California Community Colleges  
  Director of Rehabilitation  
  Director of Social Services  
  Executive Director of the California Workforce Investment Board
This bill establishes these representatives as the State Agency Partners Committee and requires the Committee to coordinate the use of network information and resources in its programs. These provisions would become operative in July 2010. CPEC has supported initiatives that help Californians develop better-informed career paths and obtain employment. Staff recommend that CPEC support this bill while we work with the author on including CPEC on the State Agency Partners Committee. This bill passed in the Legislature last year, but was vetoed.

**SB 775 (Liu), Postsecondary education: accountability program**

*As amended April 14, 2009*  
*Commission position — Support*

*Senate Education Committee — failed deadline, now a 2-year bill*

This bill repeals the current higher education accountability program established through Assembly Bill 1808 (Hayden, Chapter 741, Statutes of 1991). The bill requires the state to establish a new accountability framework to achieve prescribed educational and economic goals. CPEC staff will work with the author to relate CPEC’s extensive policy work on this issue. This bill was heard in the Senate Education Committee and it was agreed that a later committee hearing on the bill will be set. This action means that SB 775 will be taken up again in the second year of this legislative session.

**Other Bills being Monitored by Staff**

**AB 8 (Brownley), Education finance: working group**

*As amended March 26, 2009*  
*Commission position — informal track*

*Senate Rules, awaiting Committee assignment*

This bill requires the Director of Finance and the Legislative Analyst to convene a working group to examine current methods of financing public K-12 education with the goal of restructuring the way the state finances K-12 education. This group is to report its findings and recommendations to the Legislature and the Governor by December 2010.
## SUMMARY MATRIX OF BILLS
Updated June 5, 2009

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<td>06/04/2009-In Senate. Read first time. To Com. on RLS. for assignment.</td>
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