

# Advisory Committee on Legislation

April 3, 2024



- ❖ Legislative Update
- ❖ Budget Update

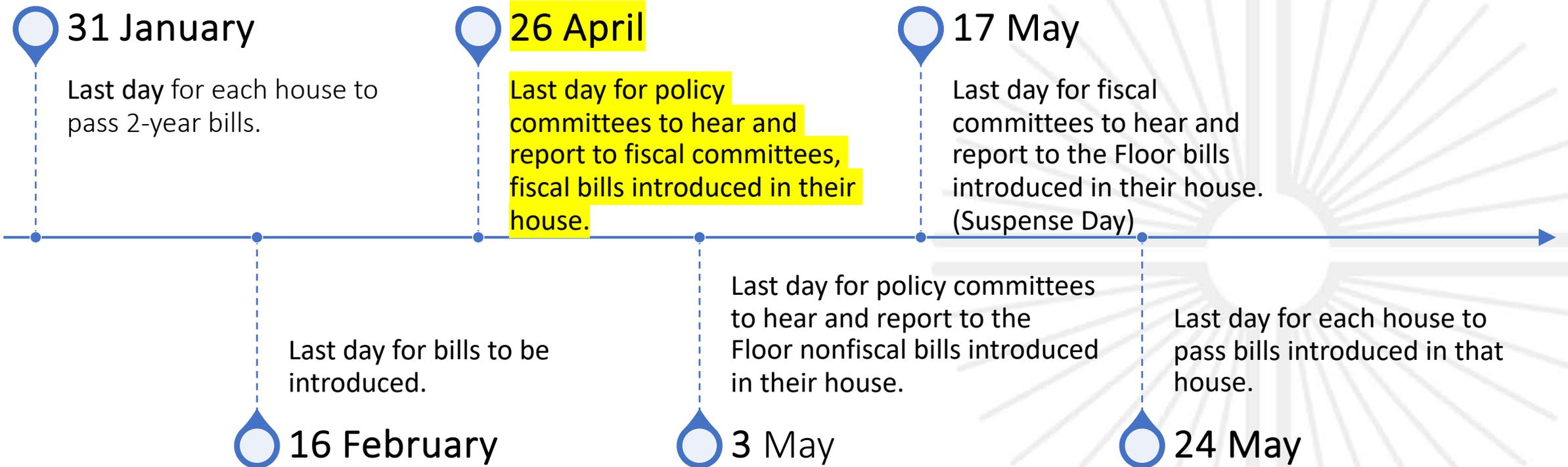




# Legislative Update

COMMUNITY COLLEGE LEAGUE OF CALIFORNIA

# Upcoming Legislative Deadlines



# Committee Hearings

## Assembly Higher Education Committee

- Tuesday, April 9<sup>th</sup>
- Tuesday, April 18<sup>th</sup>
- Tuesday, April 23<sup>rd</sup>



## Senate Education Committee

- Wednesday, April 3<sup>rd</sup>
- Wednesday, April 10<sup>th</sup>
- Wednesday, April 24<sup>th</sup>

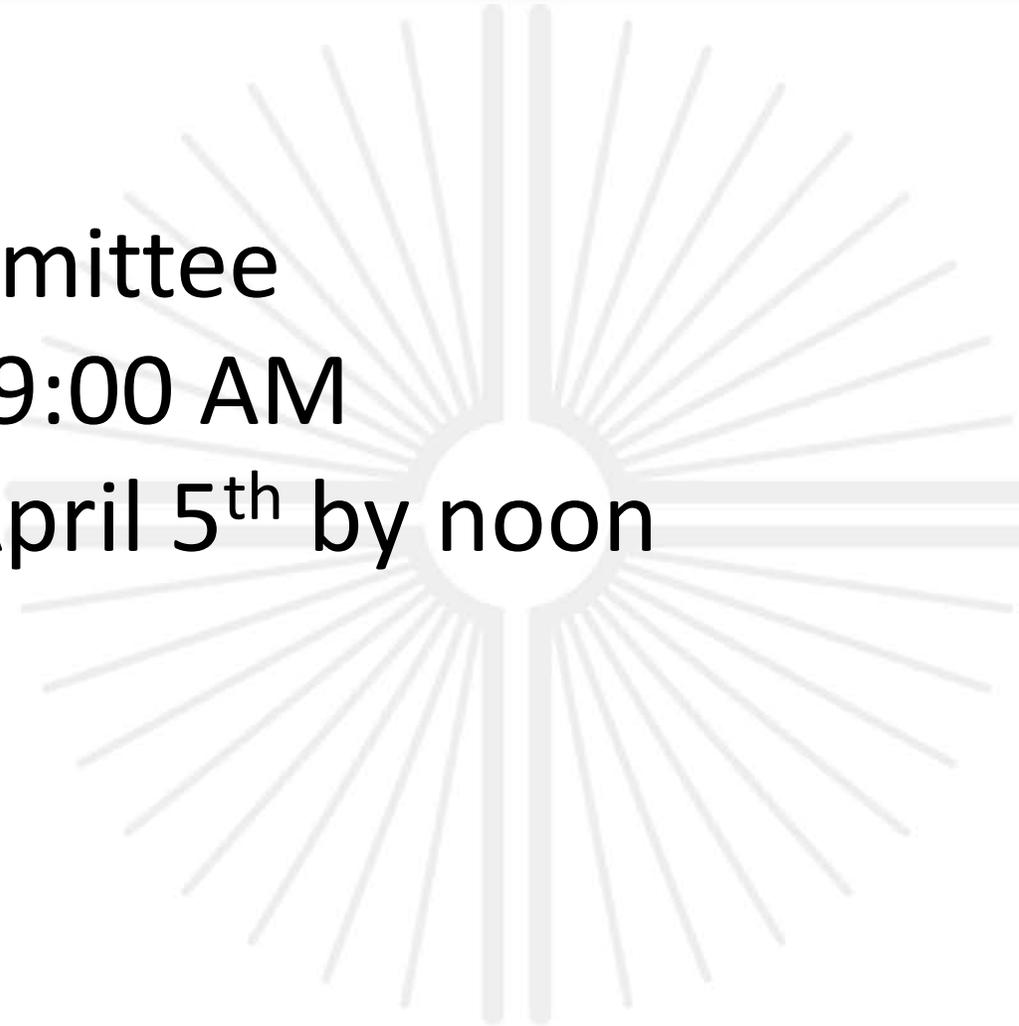


# Committee Hearing: SB 895 (Roth): BSN Programs

Senate Education Committee

Wednesday, April 10th: 9:00 AM

Support letters due by Friday, April 5<sup>th</sup> by noon



# Senate Education Committee Membership



Senator  
Josh Newman  
(CHAIR)

Mt. San Antonio,  
Fullerton, Cypress,  
North Orange  
County



Sen. Rosilicie  
Ochoa Bogh  
(VICE CHAIR)

Mt. San Jacinto,  
Crafton Hills,  
San Bernardino,  
Chaffey



Senator  
Steve Glazer

Las Positas,  
Los Medanos



Senator Lola  
Smallwood-  
Cuevas

LA Trade-Tech,  
West LA



Senator Lena  
A. Gonzalez

Long Beach City



Senator  
Scott Wilk

Victor Valley,  
Antelope Valley



Senator  
Dave Cortese

De Anza,  
West Valley,  
Evergreen Valley,  
San Jose City



# Legislation

COMMUNITY COLLEGE LEAGUE OF CALIFORNIA



# AB 1887 (Cervantes): Student financial aid: application deadlines: extension

This bill would extend the April 2, 2024, application deadline for financial aid programs administered by the Student Aid Commission by one month. This bill would declare that it is to take effect immediately as it is an urgency statute.

**Status:** Signed by the Governor

**League Position:** SUPPORT

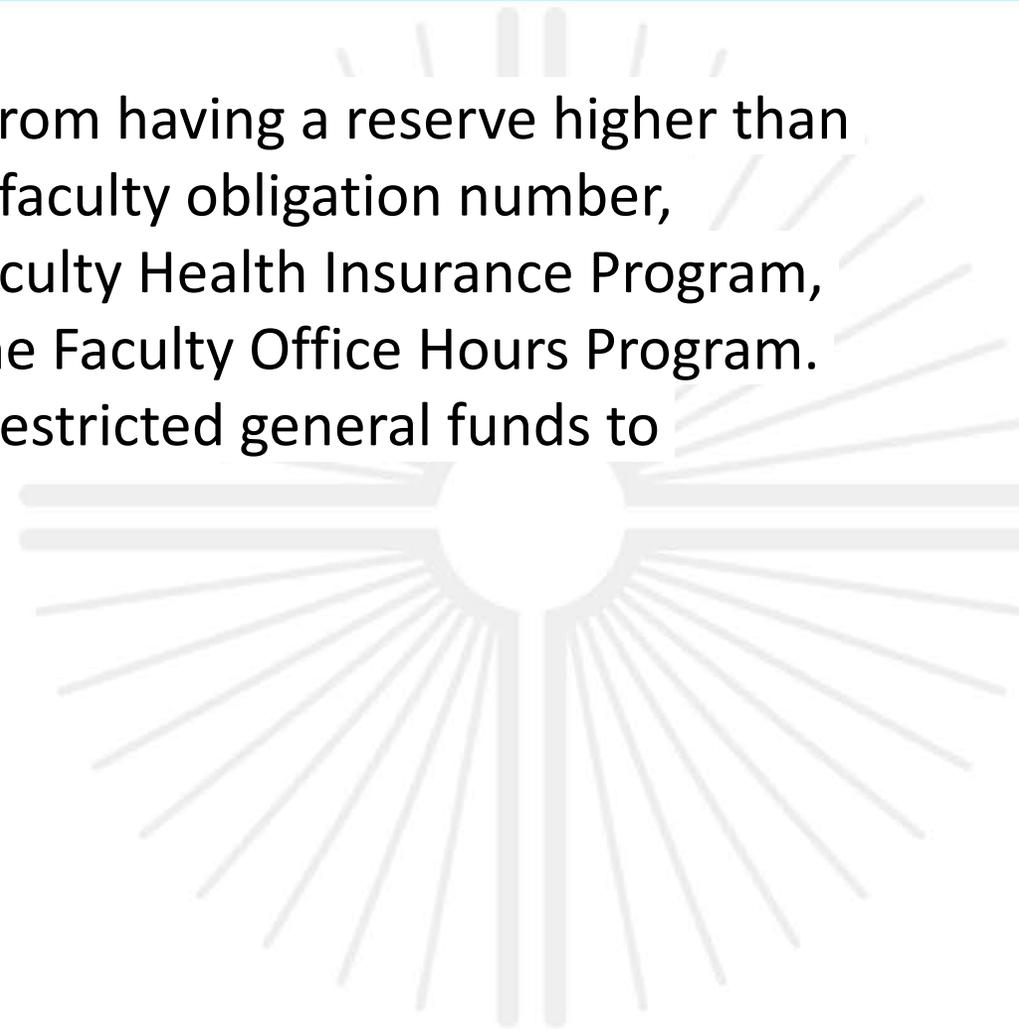


# SB 1388 (Archuleta): Education finance: community colleges: general fund balance.

This bill would restrict community college districts from having a reserve higher than 16.7% unless the district has met the 75% full-time faculty obligation number, participates in the Part-Time Community College Faculty Health Insurance Program, and participates in the Community College Part-Time Faculty Office Hours Program. The bill also restricts a district from transferring unrestricted general funds to another fund.

**Location:** Senate Rules Committee

**League Position:** **OPPOSE**



# AB 2057 (Berman): Associate degree for transfer

This bill would extend the operation of the Associate Degree for Transfer Intersegmental Implementation Committee indefinitely. The bill also mandates the creation of transfer model curriculum (TMC) drafts for high-unit science, technology, engineering, and mathematics pathways, including biology, chemistry, computer science, engineering, environmental science, mathematics, and physics.

**Location:** Assembly Higher Education Committee

# SB 971 (Portantino) Nonresident Tuition

This bill would establish a nonresident tuition fee waiver for a low-income student who meets the following requirements:

- 1) Is a resident of a region impacted by war or other regional conflict
- 2) Registers for lower division courses at a community college
- 3) Has indicated that they have sought residency in California in an effort to find relief from identified conflicts in their nation of origin.

The bill would, in any academic year, prohibit more than 150 full-time equivalent students at a community college from being exempted from payment of the nonresident tuition fee pursuant to this exemption.

*\*Sponsored by Glendale Community College District*

**Location:** Senate Appropriations Committee

# SB 1039 (Wilk): Community colleges: classroom instructor salaries.

This bill would change the existing 50% law that only applies to instructors to become the 60% law by adding counselors and librarians to the calculation.

*\*League staff understand that the bill will not be set for a hearing*

**Location:** Senate Rules Committee



# SB 1015 (Cortese): Nursing Schools and Programs

This bill would require the Nursing Education and Workforce Advisory Committee to study specified topics, *including how approved schools of nursing or nursing programs maintain clinical education standards, and would require the board* to submit a report making recommendations to the Legislature regarding how approved schools of nursing or nursing programs should manage or coordinate clinical placements.

*\* Sponsored by the California Nurses Association. The California Labor Federation and the Faculty Association for California Community Colleges are in support.*

**Location:** Senate Business, Professions, and Economic Development Committee

# SB 1042 (Roth): Clinical Nursing Placements

This bill would require that all approved schools of nursing or nursing programs disclose their clinical placement needs. Additionally, it requires health facilities to report their capacity for providing clinical placement slots to nursing students. The Department of Health Care Access and Information (HCAI) and the Board of Registered Nursing (BRN) are required to use the data from both reports to coordinate with health facilities in each program's geographic region. This coordination aims to match available clinical placement slots with the needs of nursing programs.

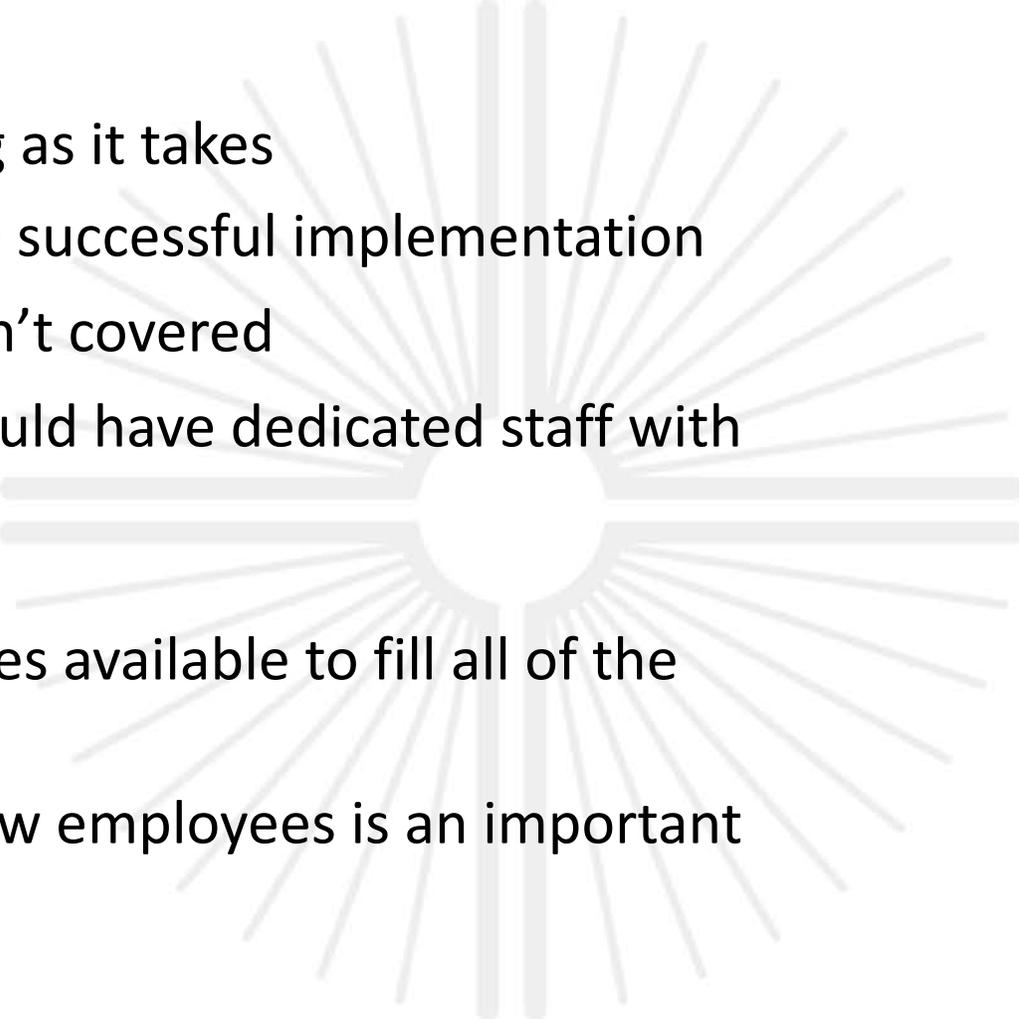
*\*Sponsored by The United Nurses Association of California (UNAC). The author will be amending the bill to better align with the operations of the HCAI and the BRN, reducing potential costs to their agencies.*

**Location:** Senate Health Committee, April 10<sup>th</sup> Hearing

# Bills on Title IX, Sexual Harassment, and Discrimination



# Overarching Thoughts on Bill Package

- Challenging to implement in a good budget year.
  - Committee staff will work on the issue for as long as it takes
  - The goal is to provide adequate funding to ensure successful implementation
  - The non-profit institutions, for the most part, aren't covered
  - These bills seem to suggest that each campus should have dedicated staff with dedicated purposes and dedicated space.  
Burnout to existing employees in this field.
  - It's unclear if there are enough qualified employees available to fill all of the positions envisioned by the bill package.
  - Interplay of 50% and the significant number of new employees is an important consideration
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# Training

COMMUNITY COLLEGE LEAGUE OF CALIFORNIA

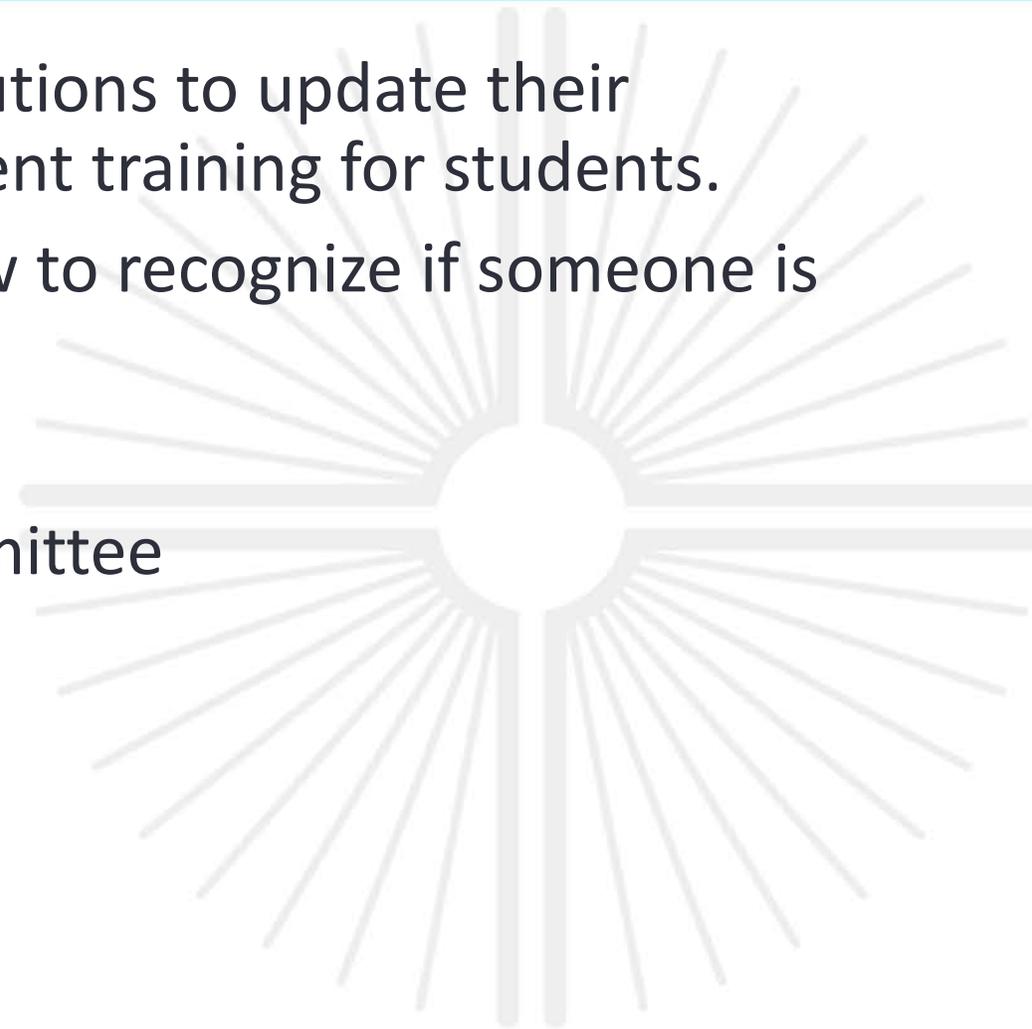


# AB 2608 (Gabriel): Postsecondary education: sexual violence and sexual harassment: training

This bill requires **all** higher education institutions to update their annual sexual violence and sexual harassment training for students.

- To include additional topics, including how to recognize if someone is at risk of drug-facilitated sexual assault.

**Location:** Assembly Higher Education Committee





# Reporting and Auditing

COMMUNITY COLLEGE LEAGUE OF CALIFORNIA

## SB 1166 (Dodd): Public postsecondary education: annual report: sex discrimination.

- Requires the governing board of each district to report to the Chancellor's office on their activities undertaken by the community college district to ensure campus programs and activities are free from sex discrimination.
- The data that is required is extensive and includes the number of complaints received and length of time needed to commence an investigation. It also requires reporting on the number of hearings conducted and the outcomes.
- The Chancellor's office must file this report once a year with the state legislature.

**Location:** Senate Rules Committee

# AB 2326 (Alvarez): Public postsecondary education: sex discrimination policies

- States that it is the joint responsibility of the locally elected board and the CEO of the district that the programs and activities offered by the college are free from discrimination.
- The chancellor's office must annually submit a report to the Board of Governor's that the colleges are discrimination including sexual harassment.
- The President of the Board and Chancellor would be required to present to the Budget subcommittees the annual report.
- This presentation would serve as a certification of that the California Community Colleges are addressing and preventing discrimination system receives state student financial aid.

**Location:** Assembly Higher Education Committee (also referred to Assembly Judiciary Committee)

# AB 2407 (Hart): Public postsecondary educational institutions: sexual harassment complaints: state audits

- Directs the California State Auditor by January 1, 2026, and every 3 years thereafter, to conduct an audit of the California Community Colleges, the California State University, and the University of California regarding their respective handling and investigation of sexual harassment complaints.
- Require the audits to, among other things, evaluate each institution's compliance with applicable federal and state law in cases where the respondent of a sexual harassment complaint is a student, faculty member, or staff member and determine if each institution's policies and procedures regarding sexual harassment are adequate to prevent, detect, and address sexual harassment.
- Will be amended to clarify that multiple colleges will be audited every 3 years forever.

**Location:** Assembly Higher Education Committee



# Employment: Hiring and Termination

COMMUNITY COLLEGE LEAGUE OF CALIFORNIA

## AB 810 (Friedman): Postsecondary education: hiring practices: academic, athletic, and administrative appointments.

- Requires the governing board of a CCC to do the following when hiring for an academic, athletic, or administrative position:
- An applicant must disclose if they had any final administrative decision or final judicial decision of sexual harassment issued in the last seven years from previous employers. The applicant is not required to disclose information until they are at the final stages of the application process for the position of potential employment.
- An applicant must sign a release form authorizing the potential employer to inquire whether the applicant had any substantiated allegations of misconduct from the applicant's previous employers.

**Location:** Senate Rules

# AB 1905 (Addis): Public postsecondary education: employment: settlements, informal resolutions, and retreat rights.

- Applies to all three public segments. And would jeopardize a campuses' access to financial aid from the state, if not in compliance.
- The appropriate governing board must adopt a written policy on settlements and informal resolutions of complaints of sexual harassment in cases where the respondent is an employee of the institution.
- Requires the written policy to include, among other things, a provision that requires specified approvals for all offers of sexual harassment settlements and informal resolutions.
- The campus chief executive officer may provide preliminary approval on all offers of sexual harassment settlements and informal resolutions,
- But would require final action by the board of a community college district.
- The bill prohibits retreat rights and a letter of recommendation to any employee who is a respondent of a sexual harassment case.

**Location:** Assembly Higher Education Committee, April 9<sup>th</sup> Hearing



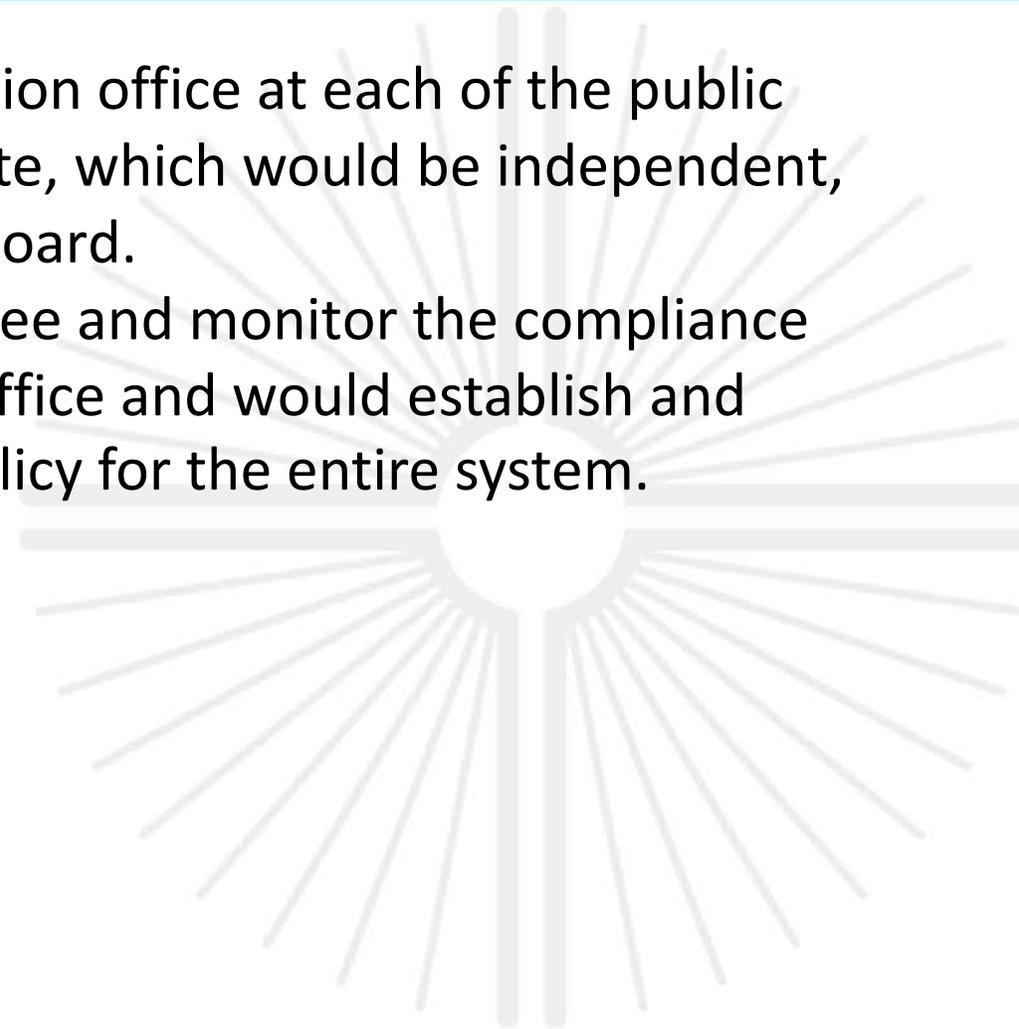
# Strengthening Protocols and Staff on Sexual Assault and Harassment

COMMUNITY COLLEGE LEAGUE OF CALIFORNIA

# AB 2047 (M. Fong): Postsecondary education: discrimination prevention: systemwide offices

- Creates a systemwide Title IX and nondiscrimination office at each of the public postsecondary educational institutions in the state, which would be independent, reporting directly to the systemwide governing board.
- The systemwide Title IX coordinator would oversee and monitor the compliance of each campus-based or district-based Title IX office and would establish and adopt a single, systemwide nondiscrimination policy for the entire system.

**Location:** Assembly Higher Education Committee



# AB 2048 (M. Fong): Postsecondary education: discrimination prevention: campus-based offices

- Requires each community college district to establish, by July 1, 2026, a Title IX office in a private space for students and employees to address complaints of sex discrimination or sexual harassment.
- The Title IX coordinator shall be responsible for coordinating the community college district's implementation and compliance with the systemwide nondiscrimination policies.
- The coordinator must meet with the CEO of the district at least once every three months to provide an evaluation of activities.
- Each district must recruit and hire qualified Title IX office personnel, including the Title IX coordinator, a Title IX case manager, a Title IX investigator, a Title IX prevention education coordinator, and an administrative assistant.

**Location:** Assembly Higher Education Committee

# AB 2492 (Irwin): Public postsecondary education: sex discrimination complaints: advocates and coordinators

This bill would require each public postsecondary education institution to establish by July 1, 2026, with at least one person to fulfill each position:

- A confidential student advocate to assist students who have filed a complaint of sex discrimination.
- A confidential staff and faculty advocate to assist staff and faculty who have filed a complaint of sex discrimination.
- A confidential respondent services coordinator to assist students, staff, or faculty who have been accused of sex discrimination.

These positions would be independent from of a Title IX office, including the Title IX coordinator.

**Location:** Assembly Higher Education Committee

## AB 1575 (Irwin): Public postsecondary education: sexual harassment, sexual violence, and discrimination: disciplinary actions: confidential advocates and advisers

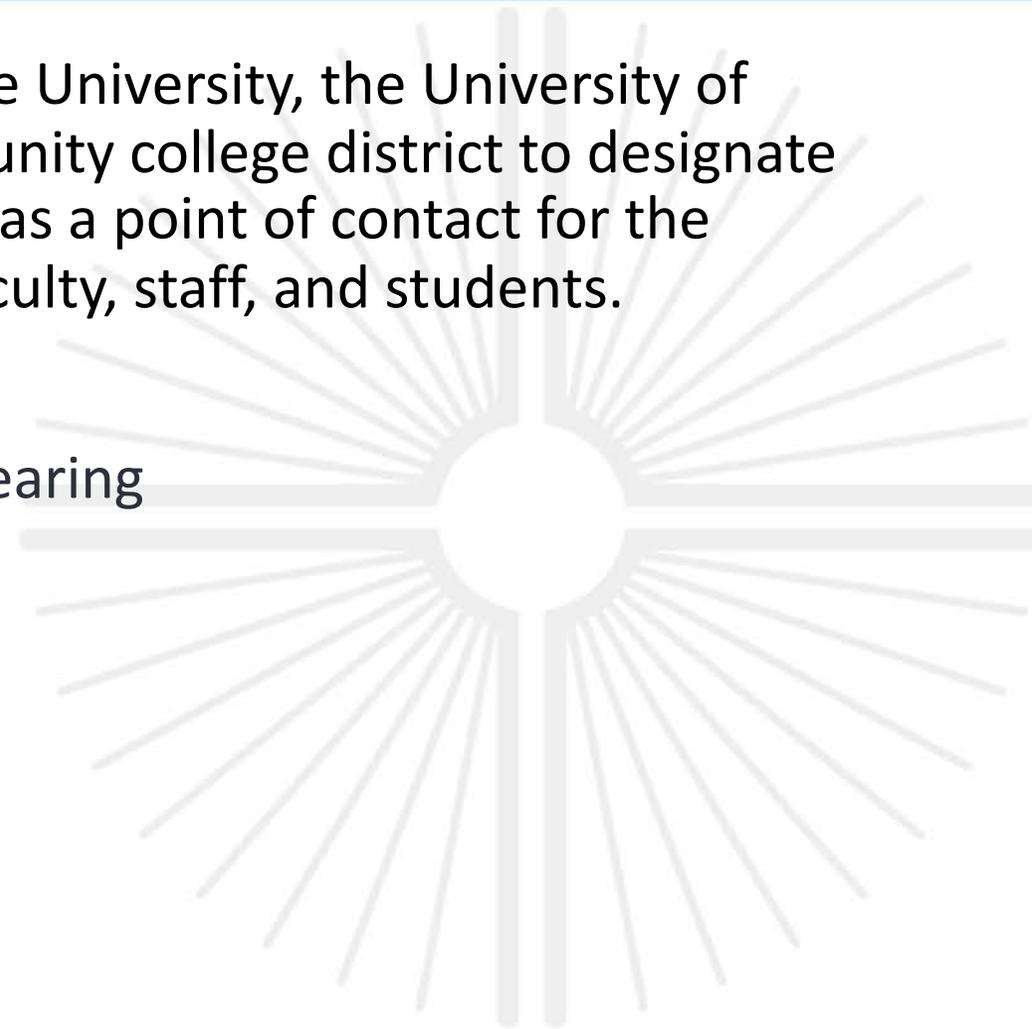
- To be eligible to receive state financial aid, an institution of the California Community Colleges (CCC), the California State University (CSU), and the University of California (UC) must adopt a policy permitting a student to be represented by an adviser if the student receives a notification of disciplinary action. The adviser may be a confidential advocate.
- Each institution shall employ at least two confidential advocates to assist in its response to discrimination.
- An institution is not required to employ a confidential advocate if it enters into a memorandum of understanding with a local victim advocacy organization to provide confidential advocates on campus.

**Location:** Senate Rules Committee

# SB 1491 (Eggman): Disclosures: Equity in Higher Education Act: Title IX: exemptions.

This bill requires the Trustees of the California State University, the University of California, and the governing board of each community college district to designate an employee at each of their respective campuses as a point of contact for the needs of lesbian, gay, bisexual, and transgender faculty, staff, and students.

**Location:** Senate Education Committee, April 3<sup>rd</sup> Hearing





# Budget Update

COMMUNITY COLLEGE LEAGUE OF CALIFORNIA

PROTECT  
OUR

# Progress 2024

PROTECT  
OUR

## Progress 2024

*Step One:*

# SHRINK THE SHORTFALL



Senate's early [action plan](#) will be heard in the Senate Budget and Fiscal Review Committee.

Would then go to full vote on the Senate Floor...

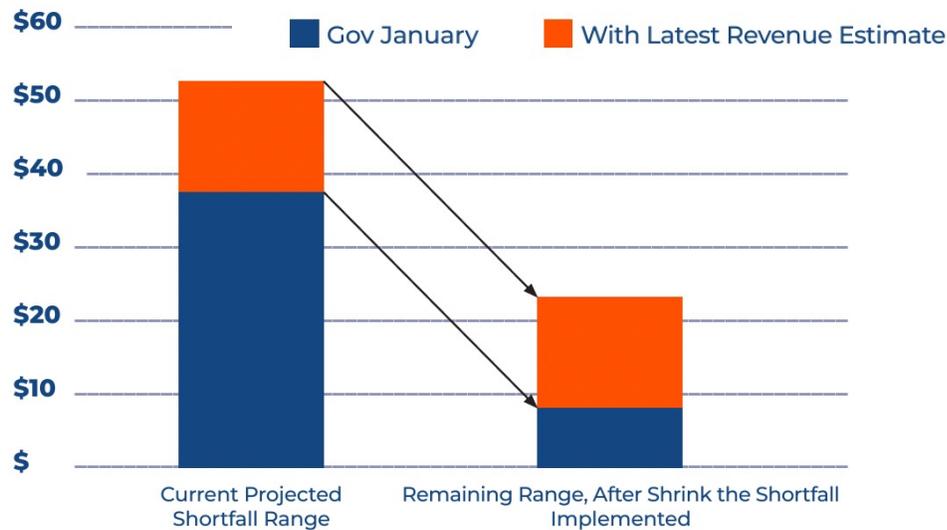
**As soon** as there is agreement with the Assembly and Governor

# California State Senate Budget Plan: "Shrink the Shortfall"

March 14, 2024

## SHRINK THE SHORTFALL

**Dramatically Improves Budget Condition**  
(in billions)

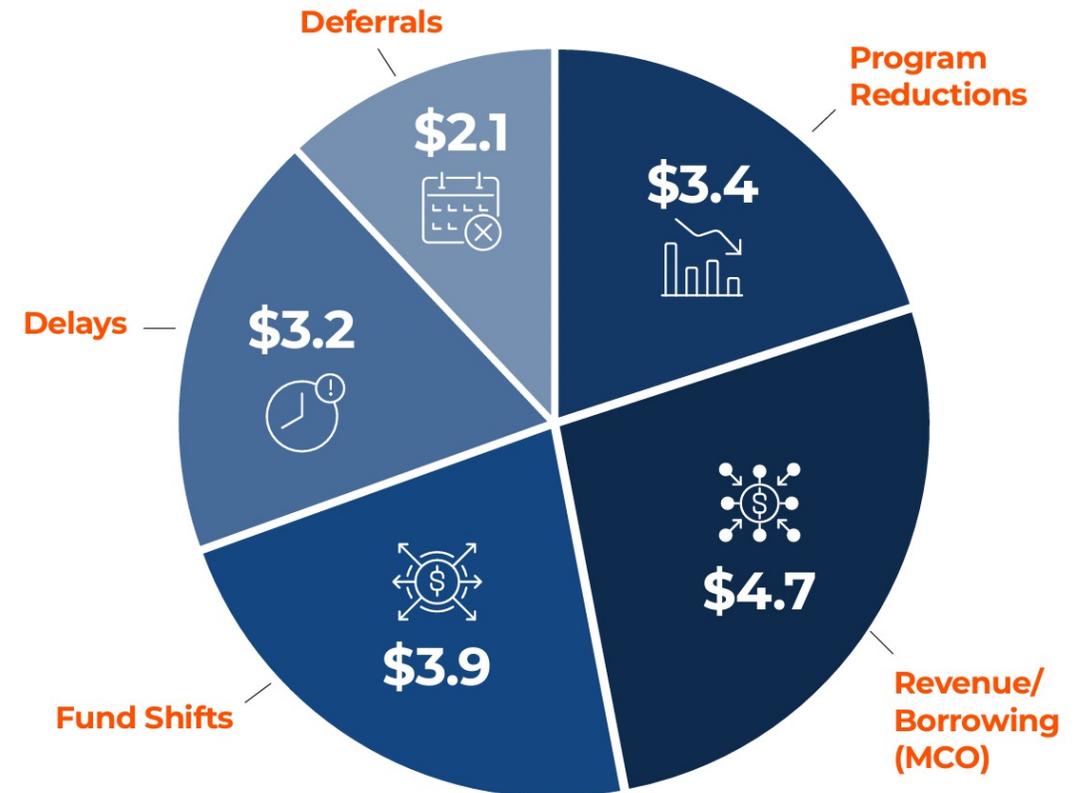


### Summary Chart:

Current Projected Shortfall Range:	\$37.9 to \$52.9 billion
Shrink the Shortfall Solutions:	-\$17.1 billion
Assume Proposed Use of Rainy Day Fund:	-\$12.2 billion
<b>Remaining Shortfall Range:</b>	<b>\$8.6 to \$23.6 billion</b>

## Distribution of Solutions

(in billions)



# “The Shrink the Shortfall” early action plan

With decisive, early action to implement \$17.1 billion in solutions and in agreement with the Governor’s proposed partial use of the Rainy-Day Fund

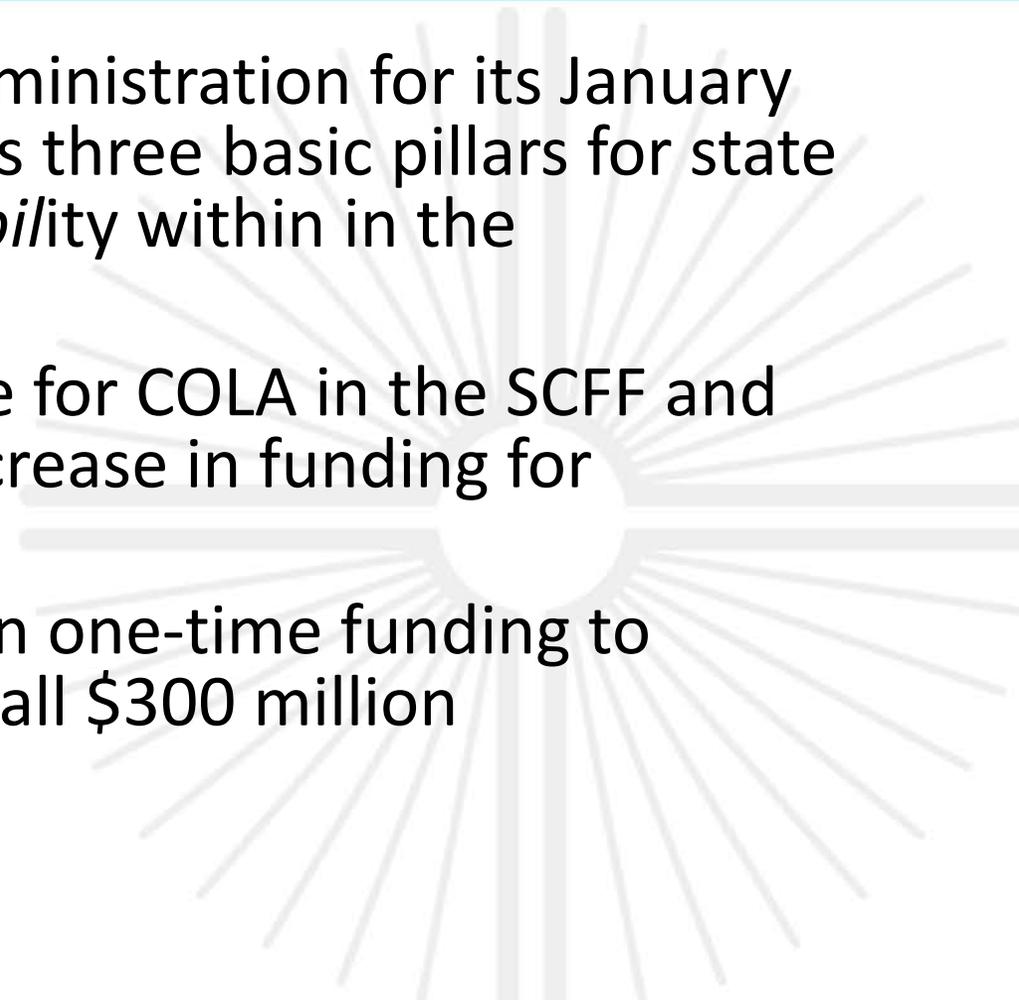
Senate’s Protect Our Progress 2024 budget plan accomplishes the following:

“Shrinks the Shortfall” from a projected \$38-\$53 billion to a more manageable \$9-24 billion.

Positions the Legislature and the Governor to best protect our progress by maximizing the time and energy spent focusing on the most challenging solutions to close the remaining budget shortfall during the critical period leading up to June 15.

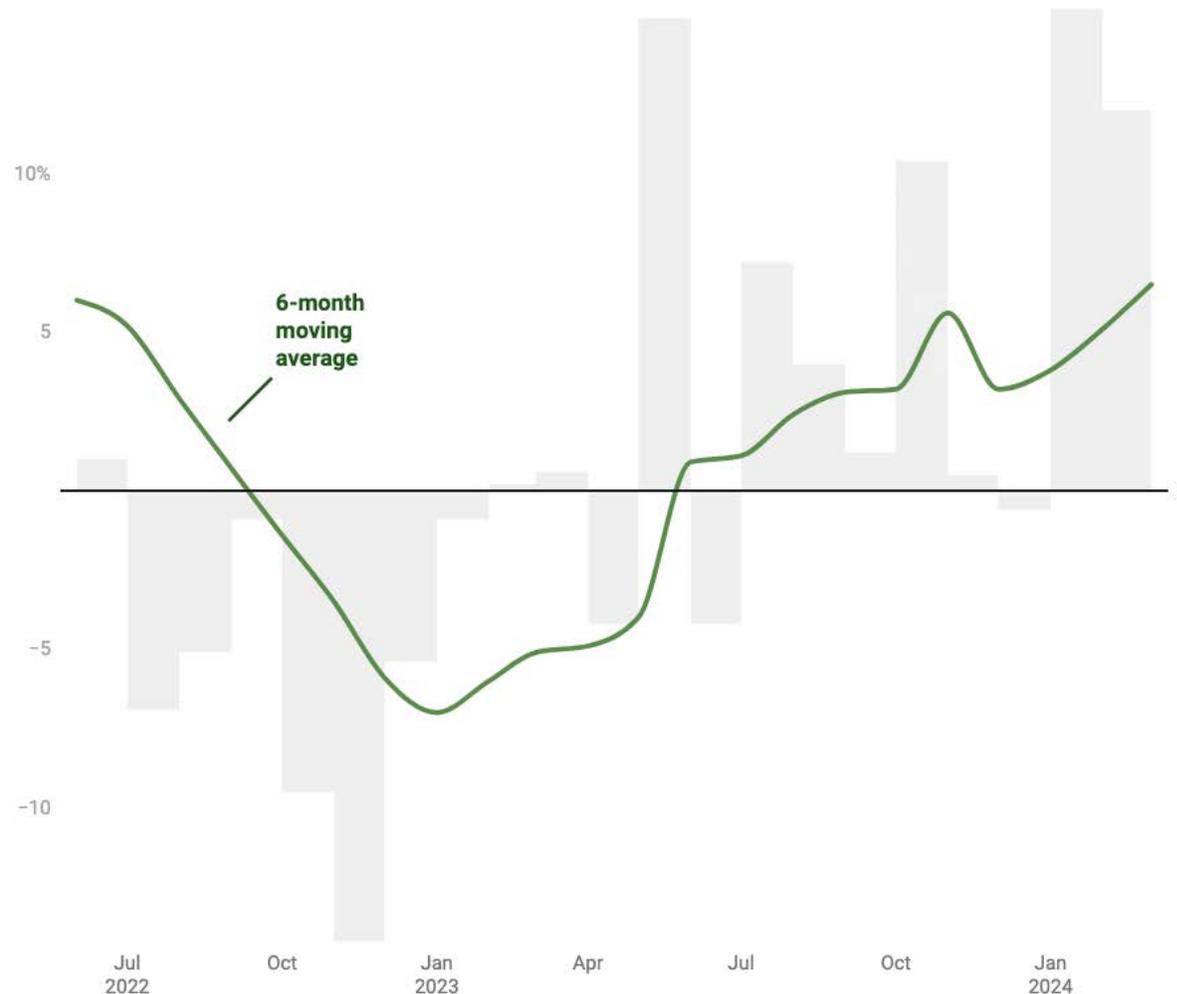
The majority of the solutions in this plan were first proposed by the Governor.

# March 2024 Budget Talking Points

- **Overall Theme:** We are grateful to the Administration for its January budget proposal which meets the League's three basic pillars for state funding: *Stability, Predictability, and Flexibility* within in the framework of Equity.
  - We urge approval of 0.76 percent increase for COLA in the SCFF and for select categoricals, and 0.5 percent increase in funding for Growth.
  - We also urge approval of the \$60 million in one-time funding to expand nursing education, part of an overall \$300 million commitment to the community colleges.
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# Legislative Analyst's Office Income Tax Withholding Tracker April 1, 2024

- Monthly PIT withholding for March came in \$217 million (2 percent) above projections included in the 2024-25 Governor's Budget.
- "After strong February and March collections, PIT withholding is running 1% above projections included in the 2024-25 Governor's Budget and 5 percent above last year."



# Upcoming Budget Hearings

DATE	COMMITTEE	SUBJECT
April 23	Assembly Budget Sub. #3	California Community Colleges
April 25	Senate Budget Sub. #1	Higher Education

Questions?



Thank you!

COMMUNITY COLLEGE LEAGUE OF CALIFORNIA

