Advisory Committee on Legislation
September 6, 2023
New Member Welcome
Budget Update
Legislative Update and Bill Discussion
New Member Welcome
Welcome to ACL!

Anne Kepner, Trustee, West Valley-Mission CCD
Bobby Gosal, Dean of Student Services, Sierra College
Carole Goldsmith, Chancellor, State Center CCD
Connie Gutierrez, DSP&S Director, Rio Hondo College
Courtney Etnyre, Student Trustee, Grossmont-Cuyamaca CCD
Heather Brandt, Student Trustee, City College of San Francisco
Joseph Awad, Student Trustee, Mt. San Jacinto CCD
LaShe’ Rodriguez, Director of GR/External Relations/ Strategic Comms, Riverside CCD
Leisa Biggers, Director of Human Resources, Los Angeles CCD
Matt Wetstein, Superintendent/President, Cabrillo CCD
Peter Hidalgo, Trustee, Mt. San Antonio CCD
Stacey Shears, VP of Student Services, Berkeley City College
Budget Update
CA Fiscal Health: Despite Budget Shortfall, State Enjoys Unprecedented Liquidity

Even with the delay of tax payments for 2022 and early 2023 to October, the State estimates the need for only about $10 billion of temporary cash borrowing from other state funds to the General Fund in September 2023, which would leave more than $80 billion of available balances in non-General Fund accounts (including rainy day fund reserves) at that time.

<table>
<thead>
<tr>
<th>Estimated Cash Balance for June 30, 2024</th>
<th>Cash Balance on June 30, 2009</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund</td>
<td>$29 Billion</td>
</tr>
<tr>
<td>Other State Funds</td>
<td>$92 Billion</td>
</tr>
</tbody>
</table>

Many of the most extreme budget actions of 2008-2010 were necessitated by the State’s weak cash position, so today’s unprecedented liquidity—including rainy day fund reserves—is a key budget buffer given the deficit forecasts for future years.
Projected Shortfalls

2024-25 Deficit Forecast. The forecast shows a $14.3 billion negative balance in the Special Fund for Economic Uncertainties (SFEU), the state’s main discretionary reserve account, in 2024-25. This means, if the forecast is perfect, that at least $14.3 billion of corrective actions would be necessary to bring next year’s budget into balance.

Next year’s budget problem or surplus will begin to be formally estimated in November with release of the LAO’s November Fiscal Outlook. The Governor’s January 10, 2024 budget proposal will contain the administration’s first formal estimate of the 2024-25 budget problem or surplus, which will then be updated with the 2024 May Revision.
July 27 Commerce Department report shows that the U.S. economy “surprisingly accelerated to a 2.4% annual growth rate from April through June,” picking up “from the 2% growth rate in the January-March quarter,” which also was above expectations. As reported by the Associated Press, “companies plowed more money into factories and equipment,” as “increased spending by state and local governments also helped fuel the economy’s expansion.” Consumer spending “slowed to a 1.6% annual rate from a robust 4.2% pace in the first quarter of the year.”

It should be noted that the bulk of the anticipated $42 billion in delayed California taxes is based off of 2022, not 2023, income.
Housing

COMMUNITY COLLEGE LEAGUE OF CALIFORNIA
AB/SB 142
California Community Colleges (CCC) Student Housing Support.

Expresses legislative intent that, a statewide lease revenue bond, or other statewide financing or fiscal approach will be developed to support California community college affordable student housing projects.

Shifts the support of three CCC and University of California (UC) intersegmental projects from CCC to UC.

Clarifies that the CCC campuses that received General Fund support for grants in the Budget Act of 2022 shall revert those General Fund resources by June 29, 2024, or upon the enactment of the 2024 Budget Act, whichever is later.
Leadership Change
President Pro Tempore Transition
Potential Candidates for Governor 2026

- LT. Gov Eleni Kounalakis
- State Controller Betty Yee (Retired)
- Attorney General Rob Bonta (Exploring)
- SPI Tony Thurmond (Exploring)
“All Californians deserve a path to pursue their dreams and reach their full potential,” said First Partner Jennifer Siebel Newsom. “By expanding opportunities to garner tangible skills and on-the-job experience critical for employment, we’re empowering students and workers to succeed in whatever career they choose.”

**BREAK DOWN SILOS**
The state will identify opportunities for alignment and coordination across sectors — both public and private — to ensure more career and skill-building opportunities for students and workers.
Goals

are requested to, develop and submit to the Governor's Office a proposed new Master Plan on Career Education to integrate and align the programs funded by the State's historic investments in this space.

The Plan shall be developed in collaboration with the agencies, departments, boards, and offices responsible for implementing the initiatives described in this Order, whose participation is directed or requested, as applicable, and with input from Legislative partners and stakeholders representing students, parents and families, education professionals, labor, business, and community groups.
• On or before October 1, 2024,
• the President of the State Board of Education (SBE),
• Secretary of the Labor and Workforce Development Agency ('LWDA),
• and Director of the Governor's Office of Business and Economic Development (GO-Biz),
• and Director of the Department of Rehabilitation (DOR) and the Chancellor of the California Community Colleges (CCC),
• Chancellor of the California State University (CSU),
• President of the University of California (UC),
• and Superintendent of Public Instruction (SPI)
Members are asked to Consider

**Career Pathways.** All students, beginning at the start of high school, should be encouraged to discover and explore well-compensated, lasting careers—including those that do and do not require college degrees—and be guided to pathways to those careers.

**Hands-on Learning and Real-Life Skills.** Students and workers should have expansive opportunities to "learn by doing" and be trained in real-life skills, especially via paid earn-and-learn opportunities.

**Universal Access and Affordability.** Students and workers should have access to career education through systems that reduce the burdens of substantial debt and the challenges of navigating confusing bureaucracies.
Legislative Update and Bill Discussion
Legislative Calendar

Jul. 14
Second house policy deadline: Last day for policy committees to meet and report bills

Jul. 14 – Aug. 14
Legislature on summer recess

Sept. 1
Second house fiscal deadline: Last day for fiscal committees to meet and report bills

Sept. 14
End of session: Last day for each house to pass bills

Oct. 14
Last day for Governor to sign or veto bills passed by the Legislature
Legislation

Academic Affairs:
AB 634 (Ward) CDCP Programs: SUPPORT
AB 811 (M. Fong) Repeatability: WATCH
AB 1096 (M. Fong) Educational instruction: WATCH
AB 1749 (McCarty) UC ADT Program: WATCH

Collective Bargaining:
AB 472 (Wicks) Leaves of Absence: OPPOSE
AB 1699 (McCarty) K-14 Classified Employees: OPPOSE
SB 433 (Cortese) Third Party Disciplinary Hearings: OPPOSE

Workforce:
AB 689 (Carrillo) Healthcare Workers: OPPOSE
AB 746 (Sanchez) Learning-Aligned Employment Program: SUPPORT

Facilities:
AB 358 (Addis) Housing: SUPPORT
SB 532 (Wiener) Ballot Measures: SUPPORT
AB 247 (Muratsuchi) Facilities Bond Act: SUPPORT
SB 28 (Glazer) College Health and Safety Bond Act: WATCH

Student Services:
AB 252 (Holden) Athletics: OPPOSE
AB 299 (Holden) Hazing: OPPOSE

Financial Aid and Basic Needs:
AB 91 (Alvarez) Non-Resident Tuition: SUPPORT
AB 610 (Holden) Transit Passes: SUPPORT
AB 1400 (Bryan) HBCU Transfer Students: SUPPORT
AB 1542 (M. Fong) BOG Students: SUPPORT

Governance:
AB 1142 (M. Fong) CPEC 2.0: WATCH
AB 1248 (Bryan) Independent Redistricting Commissions: WATCH
AB 1541 (M. Fong) Student Trustee Advisory Vote: SUPPORT
Suspense File: Possible Outcomes

Actions taken:

- **Do Pass**
  - No amendments required to pass out of committee.

- **Do Pass as Amended**
  - Passed with amendments to reduce the cost.

- **Hold**
  - No vote taken; The bill is essentially dead for the year.

- **2-Year Bill**
  - Only applicable during the 1st year of session, the bill can be given an extra year to pass.
September 1\textsuperscript{st} Suspense Results

**SENATE SUSPENSE RESULTS (463 BILLS)**

- Bills Held: 22%
- Bills Passed: 72%
- 2-Year Bills: 6%

**ASSEMBLY SUSPENSE RESULTS (276 BILLS)**

- Bills Held: 16%
- Bills Passed: 77.50%
- 2-Year Bills: 7%
League-Supported Bills Passed off Suspense

AB 1400 (Bryan) Community college student transfers: HBCUs
Would provide up to $5,000 financial aid scholarships to community college students who are transferring to Historically Black Colleges and Universities. For funding, would redirect current funds received through the College Access Tax Credit Fund.

Position: SUPPORT
Location: Senate Floor

AB 610 (Holden) Transit Passes
Would create a free student transit program by awarding grants to transit agencies for the costs of creating, designing, developing, advertising, distributing, and implementing free transit passes to persons attending certain educational institutions, providing free transit service to pass holders.

Position: SUPPORT
Location: Senate Floor
League-Supported Bills Passed off Suspense

AB 634 (Ward) CDCP Programs

Specifies that community college Career Development and College Preparation (CDCP) program courses and classes, for which credit is not given, are eligible for state funding if those courses are offered in both face-to-face and distance education instructional methods.

**Position:** SUPPORT

**Location:** Senate Floor

**Recent amendments (6/15/2023)**

*Deleted the provision requiring CDCP course funding to be based on positive attendance or on a census date basis.*
League-Supported Bills Passed off Suspense

AB 91 (Alvarez) Exemption from Non-Resident Tuition: SDICCCA
Would exempt from the nonresident tuition fee a nonresident, low-income student who is a resident of Mexico, registers for lower division courses at a San Diego and Imperial Counties Community Colleges Association (SDICCCA) college and has residence within 45 miles of the California-Mexico border.

Position: SUPPORT
Location: Senate Floor

Suspense amendment related to reciprocity:

This act shall not become operative unless the Board of Governors of the California Community Colleges enters into an attendance agreement, on behalf of a community college that chooses to use the exemption, with a nationally or internationally accredited university located in the State of Baja California, Mexico, that provides reciprocal rights to California residents attending a university in the State of Baja California that reasonably conforms to the benefits conferred upon residents of Mexico.
League-Opposed Bills that were Held

AB 689 (Carrillo) Healthcare Workers
Would ensure that at least 15% of students that are admitted in limited enrollment programs such as nursing are incumbent healthcare workers. If the college utilizes a priority enrollment system, incumbent healthcare workers would be eligible for priority enrollment
Position: OPPOSE
Location: Held on Suspense.
League-Opposed Bills passed off Suspense

AB 299 (Holden) Hazing: Institutional Liability
Would make higher educational institutions, including community colleges, liable for hazing activities occurring within student body organizations affiliated with those institutions.

Position: **OPPOSE**
Location: Senate Floor.

AB 472 (Wicks) Compulsory Leaves of Absence
Among other items, would require schools and community colleges to fully compensate an employee for lost wages if that employee was placed on unpaid leave due to an investigation into criminal or administrative charges, but the investigation was found in the employee’s favor.

Position: **OPPOSE**
Location: Senate Floor.
League-Opposed Bills passed off Suspense

SB 433 (Cortese) Third Party Disciplinary Hearings
Removes the authority of a school or trustee board to discipline an employee and instead it gives the authority to a mutually agreed upon third party official. This is similar to a merit system of employee discipline.

**Position:** OPPOSE

**Location:** Assembly Floor
League-Opposed Bills passed off Suspense

AB 1699 (McCarty) K-14 Classified Employees

Would require local education agencies to offer any new part- or full-time classified assignments to existing classified employees before the assignment is publicly posted as long as the employee can reasonably perform the duties of the new job. If an unqualified employee is interested in the position but can become qualified with 10 or a few hours less of professional development, schools, and colleges would be required to provide it.

Position: OPPOSE
Location: Senate Floor

Suspense amendment:

Would not apply to an employee who is in the process of completing a written performance improvement plan, who was previously involuntarily demoted from the same position as the vacancy, who has been suspended, or who is the subject of a pending disciplinary action for suspension or dismissal.
Would place a school facilities bond of $14 billion on the ballot in 2024 for only K-12 and community colleges.

**Position:** SUPPORT
**Location:** Senate Appropriations Committee

Would place on the March 2024 ballot a bond of $15.5 Billion. The CSU, UC, and CCC would each receive $2 billion.

**Position:** WATCH
**Location:** Assembly Appropriations Committee
AB 1749 (McCarty) University of California ADT Program
Would require all UC campuses to participate in the ADT program, creating one unified CSU/UC ADT pathway per degree.
Position: WATCH
Location: Held on Suspense.

AB 506 (M. Fong) CSU Graduation Requirements: Ethnic Studies
Would create a new process for the CSU to approve community college ethnic studies courses that meet the CSU Ethnic Studies graduation requirement for CCC transfer students. Would require collaboration between the Academic Senates of the CSU and the CCC, and the CCC and CSU Council on Ethnic Studies. Would require a review of nearly 650 community college ethnic studies courses which currently satisfy this requirement.
Position: WATCH
Location: Held on Suspense.
AB 811 (M. Fong) Course Repeatability

Would increase the number of times a student may take a credit course for which they received a substandard grade up to five times. Students who received a satisfactory grade would be permitted to repeat a course at least three times for personal enrichment. Amendments narrowed this legislation to focus on the arts, humanities, kinesiology, foreign languages, and ESL.

Position: WATCH

Location: Senate Floor

Suspense amendment:

Significantly narrows the bill by striking out the provision that would allow a course to be repeated up to 5 times. Now, the bill only allows 2x repeatability for courses in the arts, humanities, kinesiology, foreign languages, and ESL. Priority registration for credit courses will first be given to students who require the course for their major or students who have not taken the course before.
SB 444 (Newman) Mathematics, Engineering, Science, Achievement (MESA)

Would require the CCC BOG to adopt regulations for MESA programs that align with the programmatic components of current MESA programs, such as increasing the number of disadvantaged students pursuing four-year degrees in STEM majors, improving the academic performance of MESA program students, and increasing student leadership skills.

**Position:** WATCH

**Location:** Assembly Floor

**Suspense amendment:**

*Strikes out the former requirements that 1) a MESA program to be managed by a full-time program director at each CCC 2) CCCs receiving grants from MESA program funding do not use more than 15% of their grant to support the salary of the program director 3) requiring instructors, counselors, and other staff at the CCC to provide support to the program director.*
AB 1248 (Bryan) Local Government: Independent Redistricting Commissions
Would require all local governments, including community colleges that serve a population of 500,000 or more, to create independent redistricting commissions modeled after the current commission for the state. Schools and community colleges. Similar legislation regarding counties with a population of 400,000 or more was vetoed by Governor Newsom in 2019 due to cost concerns.

Position: WATCH
Location: Senate Floor

AB 1096 (M. Fong) Educational instruction: language of instruction.
Would allow a community college to offer courses taught in languages other than English. Permits students to enroll in these course without the requirement to concurrently enroll in an ESL course. Wouldn’t prohibit a student from enrolling in an ESL course or preclude a community college from complying with the requirements of the Student Equity and Achievement Program.

Position: WATCH
Location: Senate Floor
SB 447 (Atkins) GO-Biz

Would lift California’s travel ban to states with anti-LGBTQ+ laws and establish at the Governor’s Office of Business and Economic Development (GO-Biz) the Building and Reinforcing Inclusive, Diverse, Gender-Supportive Equity Project (BRIDGE Project) to promote social equity, civil rights, and antidiscrimination through education, marketing, and advertising campaigns.

Position: WATCH
Location: Assembly Floor
Questions?
Thank you!