

Assembly Bill No. 165

CHAPTER 384

An act to amend Section 89416 of the Education Code, relating to the California State University.

[Approved by Governor September 29, 2005. Filed with
Secretary of State September 29, 2005.]

LEGISLATIVE COUNSEL'S DIGEST

AB 165, Dymally. California State University: African American Political and Economic Institute.

Existing law establishes the California State University and its various campuses under the administration of the Trustees of the California State University. Until January 1, 2010, existing law authorizes the trustees to establish an African American Political and Economic Institute at California State University, Dominguez Hills.

Existing law expresses the intent of the Legislature that the institute be funded by grants and contributions from private sources. Existing law prohibits funds, or resources supported by funds, available to the California State University for support of its educational mission, from being redirected to support the institute. This prohibition includes General Fund moneys, funds from the California State Lottery Education Fund, student fee revenues, and reimbursements and other income that otherwise would be available for support of the educational mission of the California State University. Existing law requires that, if any of these funds, or resources supported by these funds, are utilized for the initial startup costs of the institute, those funds are to be fully reimbursed by the institute from funding subsequently received by the institute through grants and contributions from private sources.

Existing law authorizes the establishment of an advisory board to the institution only if private funds have been donated to the institute in an amount deemed by the trustees to be sufficient to defray the costs of that board.

This bill would delete the requirement that private funds in a sufficient amount to defray the costs of an advisory board to the institute be donated before that advisory board could be established. Instead, the bill would require that no fees or any other form of compensation be paid to members of the advisory board.

The bill would declare that its provisions and the provisions of existing law are not to be construed to prohibit California State University, Dominguez Hills, from seeking nonpublic funds to support the institute.

The people of the State of California do enact as follows:

SECTION 1. Section 89416 of the Education Code is amended to read:

89416. (a) The trustees may establish an African American Political and Economic Institute at California State University, Dominguez Hills, with nonpublic funds or other funds that the California State University, Dominguez Hills, is authorized to expend for, and makes available for, this purpose.

(b) (1) It is the intent of the Legislature that the institute also be funded by grants and contributions from private sources.

(2) No funds, or resources supported by funds, available to the California State University for support of its educational mission, shall be redirected to support the institute, including General Fund moneys, funds from the California State Lottery Education Fund, student fee revenues, and reimbursements and other income that otherwise would be available for support of the educational mission of the California State University.

(3) If any funds, or resources supported by funds, specified in paragraph (2) are utilized for the initial startup costs of the institute, those funds shall be fully reimbursed by the institute from funding subsequently received by the institute through grants and contributions from private sources.

(c) An advisory board to the institute may be established. No fees or any other form of compensation shall be paid to the members of the advisory board.

(d) Nothing in this section shall be construed to prohibit California State University, Dominguez Hills, from seeking nonpublic funds to support the institute.