

Introduced by Senator MaldonadoJanuary 17, 2006

An act to add Section 66904.7 to the Education Code, relating to public postsecondary education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 1181, as introduced, Maldonado. Public postsecondary education: Supplemental Report on Academic and Executive Salaries.

Existing law, the Donahoe Higher Education Act, sets forth the missions and functions of the 3 segments comprising the state's public postsecondary education system. These segments are the University of California, administered by the Regents of the University of California, the California State University, administered by the Trustees of the California State University, and the California Community Colleges, administered by the Board of Governors of the California Community Colleges. Among other things, the act establishes the California Postsecondary Education Commission as the statewide postsecondary education planning and coordinating agency and advisor to the Legislature and the Governor.

This bill would require the commission to produce a Supplemental Report on Academic and Executive Salaries on a biennial basis, commencing on or before December 1, 2007, contingent upon the availability of the resources necessary to produce the report. The report would include data on the total compensation, as defined, of specified executive-level and senior-level administrative positions on both the system and campus levels of the 3 public postsecondary segments.

The bill would authorize the commission to collect from the 3 public postsecondary segments all information that it deems necessary

for the completion of the report. The bill would require the commission to report any instance of a lack of cooperation with its efforts to collect information under this bill to the respective chairpersons of the budget committees of the houses of the Legislature. The bill would express the intent of the Legislature that no funds would be appropriated, either in the annual Budget Act or in other legislation, to a segment that does not fully comply with the requests for information that the commission makes pursuant to the bill.

The bill would appropriate \$250,000 from the General Fund to the commission for expenditure, without regard to fiscal year, for the purposes of producing the report.

The bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: yes. Fiscal committee: yes.
 State-mandated local program: no.

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

1 SECTION 1. Section 66904.7 is added to the Education
 2 Code, to read:
 3 66904.7. (a) (1) The Legislature finds and declares both of
 4 the following:
 5 (A) The provision of support for public institutions of higher
 6 education is one of the highest priorities of state government.
 7 (B) It is paramount that the resources provided to public
 8 institutions of higher education be efficiently used.
 9 (2) It is, therefore, the intent of the Legislature to require the
 10 commission to provide timely information to public
 11 policymakers about the salaries that are paid to administrators of
 12 public institutions of higher education.
 13 (b) (1) The commission shall produce a Supplemental Report
 14 on Academic and Executive Salaries on a biennial basis,
 15 contingent upon the provision of the funding necessary to
 16 produce the report. This report shall include data on the total
 17 compensation of executive-level and senior-level administrative
 18 positions, on both the system and campus levels, in the
 19 University of California, California State University, and
 20 California Community Colleges systems. The commission shall
 21 submit this report to the Legislature and the Governor on or

1 before December 1 of each odd-numbered calendar year,
2 commencing in 2007. The commission shall not be required to
3 submit this report if the executive director of the commission
4 certifies to the Director of Finance that the commission does not
5 have sufficient resources available, during that fiscal year, to
6 produce an adequate report.

7 (2) As used in this section:

8 (A) “Benefits” include, but are not necessarily limited to,
9 regular and supplemental health, dental, vision, and life
10 insurance; retirement; vacation; and deferred compensation.

11 (B) “Cash remuneration” includes, but is not necessarily
12 limited to, bonuses and other cash compensation received in
13 addition to the base salary.

14 (C) “Perquisites” include, but are not necessarily limited to,
15 automobile allowances, use of cell phones, payment of club dues,
16 provision of educational aid to an employee’s children,
17 employment contracts, entertainment allowances, estate planning
18 assistance, house maintenance services, housing allowances or
19 the use of houses, obtaining a low-interest mortgage loan,
20 provision of a physical examination or other medical care,
21 provision of sabbatical leave, tax planning or preparation
22 services, and provision of tenured professorships.

23 (D) “Total compensation” includes, but is not necessarily
24 limited to, salary, cash remunerations, benefits, and perquisites,
25 and their respective values.

26 (c) The commission is authorized to collect from the
27 University of California, the California State University, and the
28 California Community Colleges all information that it deems
29 necessary for the completion of the report that is required by this
30 section. The commission shall report any instance of a lack of
31 cooperation with its efforts to collect information under this
32 section to the respective chairpersons of the budget committees
33 of the houses of the Legislature. It is the intent of the Legislature
34 that no funds will be appropriated, either in the annual Budget
35 Act or in other legislation, to a public postsecondary segment that
36 does not fully comply with the requests for information that the
37 commission makes pursuant to this section.

38 (d) The report shall include, but not necessarily be limited to,
39 information about the total compensation for all of the following
40 positions:

1 (1) At the system level of the University of California, the
 2 positions of president, vice president, associate vice president,
 3 assistant vice president, senior vice president, and chief counsel.
 4 At the campus level of the University of California, the positions
 5 of chancellor, chief academic officer, provost, vice provost,
 6 executive vice chancellor, associate vice chancellor, assistant
 7 vice chancellor, and dean.

8 (2) At the system level of the California State University, the
 9 positions of chancellor, executive vice chancellor, vice
 10 chancellor, associate vice chancellor, assistant vice chancellor,
 11 and general counsel. At the campus level of the California State
 12 University, the positions of president, vice president, associate
 13 vice president, assistant vice president, provost, vice provost, and
 14 dean.

15 (3) At the system level of the California Community Colleges,
 16 the positions of chancellor, executive vice chancellor, assistant
 17 vice chancellor, senior vice chancellor, and general counsel. At
 18 the district and campus level of the California Community
 19 Colleges, the positions of district superintendent, chancellor, and
 20 president.

21 SEC. 2. The sum of two hundred fifty thousand dollars
 22 (\$250,000) is hereby appropriated from the General Fund to the
 23 California Postsecondary Education Commission for
 24 expenditure, without regard to fiscal year, for the purposes of
 25 producing the biennial Supplemental Report on Academic and
 26 Executive Salaries as required by Section 66904.7 of the
 27 Education Code.

28 SEC. 3. This act is an urgency statute necessary for the
 29 immediate preservation of the public peace, health, or safety
 30 within the meaning of Article IV of the Constitution and shall go
 31 into immediate effect. The facts constituting the necessity are:

32 In order to allow the California Postsecondary Education
 33 Commission to expeditiously collect current data on academic
 34 and executive salaries in the various segments of public
 35 postsecondary education in this state, it is necessary for this act
 36 to take effect immediately.