

ASSEMBLY BILL

No. 675

Introduced by Assembly Member Fong

February 21, 2013

An act to amend Section 70901 of the Education Code, relating to community colleges.

LEGISLATIVE COUNSEL'S DIGEST

AB 675, as introduced, Fong. Community colleges: Board of Governors of the California Community Colleges.

Existing law establishes the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as one of the segments of public postsecondary education in this state. Existing law specifies the duties of the board of governors.

This bill would make nonsubstantive changes in the provision relating to the duties of the board of governors.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

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

1 SECTION 1. Section 70901 of the Education Code, as amended
2 by Section 2 of Chapter 112 of the Statutes of 2011, is amended
3 to read:
4 70901. (a) The Board of Governors of the California
5 Community Colleges shall provide leadership and direction in the
6 continuing development of the California Community Colleges as
7 an integral and effective element in the structure of public higher

1 education in the state. The work of the board of governors shall at
2 all times be directed to maintaining and continuing, to the
3 maximum degree permissible, local authority and control in the
4 administration of the California Community Colleges.

5 (b) Subject to, and in furtherance of, subdivision (a), and in
6 consultation with community college districts and other interested
7 parties as specified in subdivision (e), the board of governors shall
8 provide general supervision over community college districts, and
9 shall, in furtherance of those purposes, perform the following
10 functions:

11 (1) Establish minimum standards as required by law, including,
12 but not *necessarily* limited to, the following:

13 (A) Minimum standards to govern student academic standards
14 relating to graduation requirements and probation, dismissal, and
15 readmission policies.

16 (B) Minimum standards for the employment of academic and
17 administrative staff in community colleges.

18 (C) Minimum standards for the formation of community colleges
19 and districts.

20 (D) Minimum standards for credit and noncredit classes.

21 (E) Minimum standards governing procedures established by
22 governing boards of community college districts to ensure faculty,
23 staff, and students the right to participate effectively in district and
24 college governance, and the opportunity to express their opinions
25 at the campus level and to ensure that these opinions are given
26 every reasonable consideration, and the right of academic senates
27 to assume primary responsibility for making recommendations in
28 the areas of curriculum and academic standards.

29 (2) Evaluate and issue annual reports on the fiscal and
30 educational effectiveness of community college districts according
31 to outcome measures cooperatively developed with those districts,
32 and provide assistance when districts encounter severe management
33 difficulties.

34 (3) Conduct necessary systemwide research on community
35 colleges and provide appropriate information services, including,
36 but not *necessarily* limited to, definitions for the purpose of
37 uniform reporting, collection, compilation, and analysis of data
38 for effective planning and coordination, and dissemination of
39 information.

1 (4) Provide representation, advocacy, and accountability for the
2 California Community Colleges before state and national legislative
3 and executive agencies.

4 (5) Administer state support programs, both operational and
5 capital outlay, and those federally supported programs for which
6 the board of governors has responsibility pursuant to state or federal
7 law. In so doing, the board of governors shall do *all of* the
8 following:

9 (A) (i) Annually prepare and adopt a proposed budget for the
10 California Community Colleges. The proposed budget shall, at a
11 minimum, identify the total revenue needs for serving educational
12 needs within the mission, the amount to be expended for the state
13 general apportionment, the amounts requested for various
14 categorical programs established by law, the amounts requested
15 for new programs and budget improvements, and the amount
16 requested for systemwide administration.

17 (ii) The proposed budget for the California Community Colleges
18 shall be submitted to the Department of Finance in accordance
19 with established timelines for development of the annual Budget
20 Bill.

21 (B) To the extent authorized by law, establish the method for
22 determining and allocating the state general apportionment.

23 (C) Establish space and utilization standards for facility planning
24 in order to determine eligibility for state funds for construction
25 purposes.

26 (6) Establish minimum conditions entitling districts to receive
27 state aid for support of community colleges. In so doing, the board
28 of governors shall establish and carry out a periodic review of each
29 community college district to determine whether it has met the
30 minimum conditions prescribed by the board of governors.

31 (7) Coordinate and encourage interdistrict, regional, and
32 statewide development of community college programs, facilities,
33 and services.

34 (8) Facilitate articulation with other segments of higher
35 education with secondary education.

36 (9) Review and approve comprehensive plans for each
37 community college district. The plans shall be submitted to the
38 board of governors by the governing board of each community
39 college district.

- 1 (10) Review and approve all educational programs offered by
2 community college districts, and all courses that are not offered
3 as part of an educational program approved by the board of
4 governors.
- 5 (11) Exercise general supervision over the formation of new
6 community college districts and the reorganization of existing
7 community college districts, including the approval or disapproval
8 of plans therefor.
- 9 (12) Notwithstanding any other provision of law, be solely
10 responsible for establishing, maintaining, revising, and updating,
11 as necessary, the uniform budgeting and accounting structures and
12 procedures for the California Community Colleges.
- 13 (13) Establish policies regarding interdistrict attendance of
14 students.
- 15 (14) Advise and assist governing boards of community college
16 districts on the implementation and interpretation of state and
17 federal laws affecting community colleges.
- 18 (15) Contract for the procurement of goods and services, as
19 necessary.
- 20 (16) Carry out other functions as expressly provided by law.
- 21 (c) Subject to, and in furtherance of, subdivision (a), the board
22 of governors shall have full authority to adopt rules and regulations
23 necessary and proper to execute the functions specified in this
24 section as well as other functions that the board of governors is
25 expressly authorized by statute to regulate.
- 26 (d) Wherever in this section or any other statute a power is
27 vested in the board of governors, the board of governors, by a
28 majority vote, may adopt a rule delegating that power to the
29 chancellor, or any officer, employee, or committee of the California
30 Community Colleges, or community college district, as the board
31 of governors may designate. However, the board of governors
32 shall not delegate any power that is expressly made nondelegable
33 by statute. Any rule delegating authority shall prescribe the limits
34 of delegation.
- 35 (e) In performing the functions specified in this section, the
36 board of governors shall establish and carry out a process for
37 consultation with institutional representatives of community college
38 districts so as to ensure their participation in the development and
39 review of policy proposals. The consultation process shall also
40 afford community college organizations, as well as interested

- 1 individuals and parties, an opportunity to review and comment on
- 2 proposed policy before it is adopted by the board of governors.
- 3 (f) This section shall become operative on January 1, 2014.

O