

AMENDED IN ASSEMBLY APRIL 2, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 955

Introduced by Assembly Member Williams

February 22, 2013

An act to add Article 2.3 (commencing with Section 78230) to Chapter 2 of Part 48 of Division 7 of Title 3 of the Education Code, relating to community colleges.

LEGISLATIVE COUNSEL'S DIGEST

AB 955, as amended, Williams. Community colleges: intersession extension programs.

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. Under existing law, community college districts are established throughout the state and authorized to maintain campuses and provide instruction to students.

This bill would authorize the governing board of ~~any~~ *a* community college district, *meeting specified requirements, to establish and maintain, without the approval of the Board of Governors of the California Community Colleges,* an extension program ~~offering credit courses meeting specified characteristics~~ during summer and winter intersessions. The bill would ~~provide that an extension program established under the bill may include any courses that are part of a course of study leading to a certificate, degree, or transfer to an institution that awards baccalaureate degrees~~ *prohibit the governing board of a community college district to expend moneys from the General Fund to establish and maintain the extension program. The*

bill would require a community college district maintaining the extension program to make every effort to encourage broad participation in the program and support access for students eligible for Board of Governors fee waivers. The bill would require a community college district that establishes and maintains the extension program to collect and keep specified records related to the program and to submit, by October 1 of each year, to the Office of the Chancellor of the California Community Colleges information contained in those records. The bill would require the chancellor, by November 1 of each year, to submit to the Legislative Analyst’s Office the information submitted by the community college districts. The bill would require the Legislative Analyst, by January 1, 2017, to submit to the Legislature a written report that includes a summary of the information provided, an assessment of the operation of the extension programs, and suggestions for improvements.

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

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

- 1 *SECTION 1. The Legislature finds and declares all of the*
- 2 *following:*
- 3 *(a) California’s economy increasingly demands highly educated*
- 4 *workers, yet the supply of college graduates will not keep up with*
- 5 *demand. In 2010, President Obama recognized this crisis by calling*
- 6 *on the nation’s community colleges to produce an additional five*
- 7 *million graduates by 2020.*
- 8 *(b) The Public Policy Institute of California has warned that*
- 9 *by 2025, California will need an additional one million workers*
- 10 *with a baccalaureate degree to meet the state’s workforce needs.*
- 11 *(c) The United States Bureau of Labor Statistics projects that*
- 12 *occupations that require an associated degree will grow by 19*
- 13 *percent through 2018, and persons with two-year degrees are 30*
- 14 *percent more likely to be employed and earn higher wages than*
- 15 *those with only high school diplomas.*
- 16 *(d) The California Community Colleges are uniquely positioned*
- 17 *to provide a higher education for millions of Californians and are*
- 18 *critical to the state’s ability to meet its workforce needs.*
- 19 *(e) The California Community Colleges are experiencing record*
- 20 *demand for access to classes and programs that provide students*

1 *with the skills and education they need to enter the workforce and*
2 *prepare for the jobs of the future. However, funding for the*
3 *California Community Colleges has been cut by more than \$800*
4 *million since 2008, affecting student access and completion.*

5 *(f) According to the Public Policy Institute of California, these*
6 *budget cuts have resulted in almost 100,000 fewer course offerings,*
7 *the loss of access for 600,000 students, course waiting lists for*
8 *500,000 students, and the reduction of summer intersession course*
9 *offerings, which may slow the completion rates for some students,*
10 *as well as reduce the earnings for some faculty and staff.*

11 *(g) The lack of community college course offerings has led many*
12 *students to enroll in for-profit institutions, which are more*
13 *expensive than community colleges.*

14 *(h) The lack of courses during summer intersessions has had a*
15 *serious impact on veterans who must be enrolled in courses to*
16 *access housing benefits to which they are entitled through the*
17 *Post-9/11 Veterans Educational Assistance Act of 2008 (Public*
18 *Law 110-252), otherwise known as Post-9/11 GI Bill.*

19 *(i) Reduced access to summer intersessions also affects students*
20 *who wish to make progress toward their goals during the summer,*
21 *particularly those students who need only a course or two to*
22 *complete their goals but have been crowded out of those courses*
23 *during the regular academic session.*

24 *(j) Extension of programs in summer and winter intersessions*
25 *will give students an opportunity to take the courses they are not*
26 *able to enroll in during the state-supported regular session to*
27 *accelerate the completion of their goals, whether transfer, degree,*
28 *or certificate.*

29 *(k) By providing additional opportunities for students to*
30 *complete high-demand courses, spaces should be freed up in the*
31 *state-supported courses offered during the regular session,*
32 *increasing all students' ability to complete their education in a*
33 *timely manner.*

34 *(l) Participating community college districts should make every*
35 *effort to ensure the ability of low-income students to enroll in*
36 *extension courses by facilitating their participation in financial*
37 *aid programs and accessing the American Opportunity Tax Credit,*
38 *which refunds up to \$2,500 in educational costs for eligible*
39 *students.*

1 (m) *Extension programs should be subject to community college*
 2 *district collective bargaining agreements, as well as all state laws*
 3 *and regulations governing courses offered for credit.*

4 (n) *To meet the needs of Californians and California’s economy,*
 5 *we should recognize that the California Community Colleges are*
 6 *uniquely able to offer high-quality programs at the lowest cost*
 7 *possible to all Californians, and that the California Community*
 8 *Colleges should be given the flexibility to meet California’s*
 9 *educational needs in the face of significant budget reductions.*

10 SECTION 4.

11 SEC. 2. Article 2.3 (commencing with Section 78230) is added
 12 to Chapter 2 of Part 48 of Division 7 of Title 3 of the Education
 13 Code, to read:

14 Article 2.3. Intersession Extension Programs

15 78230. (a) ~~The governing board of any a community college~~
 16 ~~district may, without the approval of the Board of Governors of~~
 17 ~~the California Community Colleges, establish and maintain an~~
 18 ~~extension program offering credit courses during summer and~~
 19 ~~winter intersessions. An extension program established under this~~
 20 ~~article may include any courses that are part of a course of study~~
 21 ~~leading to a certificate, degree, or transfer to an institution that~~
 22 ~~awards baccalaureate degrees.~~
 23

24 (b) *An extension program established pursuant to this section*
 25 *shall have all of following characteristics:*

26 (1) *The program shall be self-supporting and all costs associated*
 27 *with the program shall be recovered.*

28 (2) *Program enrollment shall be open to the public.*

29 (3) *The program shall be developed in conformance with this*
 30 *code and Division 6 (commencing with Section 50001) of Title 5*
 31 *of the California Code of Regulations related to community college*
 32 *credit courses.*

33 (4) *The program shall be subject to community college district*
 34 *collective bargaining agreements.*

35 (5) *The program shall apply to all courses leading to*
 36 *certificates, degrees, or transfer preparation.*

37 (c) *A community college district offering extension courses*
 38 *under a program established and maintained under this section*
 39 *shall have served a number of students equal to, or beyond, its*
 40

1 *funding limit for the two immediately prior academic years, as*
2 *provided in the annual Budget Act and as reported by the Office*
3 *of the Chancellor of the California Community Colleges.*

4 *(d) The governing board of a community college district shall*
5 *not expend General Fund moneys to establish and maintain the*
6 *extension program.*

7 *(e) An extension credit course shall not supplant any course*
8 *funded with state apportionments. A community college district*
9 *shall not reduce a state-funded course section needed by students*
10 *to achieve basic skills, workforce training, or transfer goals, with*
11 *the intent of reestablishing those course sections as part of the*
12 *extension program. The governing board of a community college*
13 *district shall annually certify compliance with this subdivision by*
14 *board action taken at a regular session of the board.*

15 *(f) A degree credit course offered as an extension course shall*
16 *meet all of the requirements of subdivision (a) of Section 55002*
17 *of Title 5 of the California Code of Regulations, as it exists on*
18 *January 1, 2013.*

19 *(g) The governing board of a community college district may*
20 *charge students enrolled in an extension course a fee that covers*
21 *the actual cost of the course and that is based upon the district's*
22 *nonresident fee rate for the year the course is offered. For purposes*
23 *of this subdivision, "actual cost" includes the actual cost of*
24 *instruction, necessary equipment and supplies, student services*
25 *and institutional support, and other costs of the community college*
26 *district used in calculating the costs of education for nonresident*
27 *students.*

28 *(h) A community college district maintaining an extension*
29 *program under this section shall make every effort to encourage*
30 *broad participation in the program and support access for students*
31 *eligible for Board of Governors fee waivers, including, but not*
32 *limited to, providing students with information about financial aid*
33 *programs, the American Opportunity Tax Credit, military benefits,*
34 *scholarships, and other financial assistance that may be available*
35 *to students, as well as working with campus foundations to provide*
36 *financial assistance for students attending extension programs.*

37 *(i) (1) A community college district maintaining an extension*
38 *program offering credit courses under this section shall collect*
39 *and keep records that measure student participation, student*
40 *demographics, and student outcomes in a manner consistent with*

1 *measures collected by community college districts in regular credit*
2 *programs supported through state apportionments, including an*
3 *analysis of program effects, if any, on district workload and district*
4 *financial status. A community college district shall submit this*
5 *information to the Office of the Chancellor of the California*
6 *Community Colleges by October 1 of each year. For community*
7 *college districts operating more than one college, the evaluation*
8 *shall be for each participating college.*

9 (2) *The chancellor shall submit all of the information provided*
10 *by community college districts pursuant to paragraph (1) to the*
11 *Legislative Analyst's Office by November 1 of each year.*

12 (3) *No later than January 1, 2017, the Legislative Analyst shall*
13 *submit to the Legislature a written report that includes a summary*
14 *of the information provided pursuant to this paragraph, an*
15 *assessment of the extent to which community college extension*
16 *programs are operated in a manner consistent with legislative*
17 *intent, and suggestions to the Legislature for needed statutory*
18 *improvements.*

19 (j) *Courses offered by the extension program established and*
20 *maintained under this section may only be offered during summer*
21 *and winter intersessions.*