

AMENDED IN ASSEMBLY AUGUST 8, 2013

AMENDED IN SENATE APRIL 1, 2013

SENATE BILL

No. 325

Introduced by Senator Block

February 19, 2013

An act to amend Section 66602 of the Education Code, relating to postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

SB 325, as amended, Block. Trustees of the California State University: student members.

Existing law establishes the California State University as a segment of the public postsecondary education system, establishes the Trustees of the California State University as the governing board of the university, and sets forth its membership, including, but not limited to, 2 student members who have at least a junior year standing.

This bill would, instead, require the board to include 2 student members who have at least a sophomore year standing and would waive the tuition fee for a student member for the duration of his or her term of office.

This bill would incorporate additional changes in Section 66602 of the Education Code, proposed by AB 447, to be operative only if AB 447 and this bill are chaptered and become effective on or before January 1, 2014, and this bill is chaptered last.

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

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

1 SECTION 1. Section 66602 of the Education Code is amended
2 to read:

3 66602. (a) The board shall be composed of the following five
4 ex officio members: the Governor, the Lieutenant Governor, the
5 Superintendent of Public Instruction, the Speaker of the Assembly,
6 and the person named by the trustees to serve as the Chancellor
7 of the California State University; a representative of the alumni
8 associations of the state university, selected for a two-year term
9 by the alumni council, California State University, which
10 representative shall not be an employee of the California State
11 University during the two-year term; and 16 appointive members
12 appointed by the Governor and subject to confirmation by
13 two-thirds of the membership of the Senate.

14 (b) (1) Two students from the California State University, who
15 shall have at least a sophomore year standing at the institutions
16 they attend, and who remain in good standing as students during
17 their respective terms, shall also be appointed by the Governor *to*
18 *serve on the board* for two-year terms.

19 (2) In the selection of students as members of the board, the
20 Governor shall appoint the students from lists of names of at least
21 two, but not more than five, persons furnished by the governing
22 board of any statewide student organization that represents the
23 students of the California State University and the student body
24 organizations of the campuses of the California State University.
25 Any appointment to fill a vacancy of a student member shall be
26 effective only for the remainder of the term of the ~~person's~~ *student*
27 *member's* office that became vacated.

28 (3) The term of office of one student member of the board shall
29 commence on July 1 of an even-numbered year and expire on June
30 30 two years thereafter. The term of office of the other student
31 member of the board shall commence on July 1 of an
32 odd-numbered year and expire on June 30 two years thereafter.
33 Notwithstanding paragraph (1), a student member who graduates
34 from his or her college or university on or after January 1 of the
35 second year of his or her term of office may serve the remainder
36 of the term.

37 (4) During the first year of a student member's term, a student
38 member shall be a member of the board and may attend all

1 meetings of the board and its committees. At these meetings, a
2 student member may fully participate in discussion and debate,
3 but may not vote. During the second year of a student member's
4 term, a student member may exercise the same right to attend
5 meetings of the board, and its committees, and shall have the same
6 right to vote as the members appointed pursuant to subdivision
7 (a).

8 (5) Notwithstanding paragraph (4), if a student member resigns
9 from office or a vacancy is otherwise created in that office during
10 the second year of a student member's term, the remaining student
11 member shall immediately assume the office created by the vacancy
12 and all of the participation privileges of the second-year student
13 member, including the right to vote, for the remainder of that term
14 of office.

15 (6) A student member shall have his or her tuition fee waived
16 for the duration of his or her term of office.

17 (c) (1) A faculty member from the California State University,
18 who shall be tenured at the California State University campus at
19 which he or she teaches, shall also be appointed by the Governor
20 *to serve on the board* for a two-year term. In the selection of a
21 faculty member as a member of the board, the Governor shall
22 appoint the faculty member from a list of names of at least two
23 persons furnished by the Academic Senate of the California State
24 University.

25 (2) The faculty member of the board appointed by the Governor
26 pursuant to this subdivision shall not participate on any
27 subcommittee of the board responsible for collective bargaining
28 negotiations.

29 (3) The term of office of the faculty member of the board shall
30 commence on July 1, and shall expire on June 30 two years
31 thereafter.

32 *SEC. 1.5. Section 66602 of the Education Code is amended to*
33 *read:*

34 66602. (a) The board shall be composed of the following five
35 ex officio members: the Governor, the Lieutenant Governor, the
36 Superintendent of Public Instruction, the Speaker of the Assembly,
37 and the person named by the trustees to serve as the Chancellor
38 of the California State University; a representative of the alumni
39 associations of the state university, selected for a two-year term
40 by the alumni council, California State University, which

1 representative shall not be an employee of the California State
2 University during the two-year term; and 16 appointive members
3 appointed by the Governor and subject to confirmation by
4 two-thirds of the membership of the Senate.

5 (b) (1) Two students from the California State University, who
6 shall have at least ~~a junior~~ *sophomore* year standing at the
7 institutions they attend, and who remain in good standing as
8 students during their respective terms, shall also be appointed by
9 the Governor *to serve on the board* for two-year terms.

10 (2) In the selection of students as members of the board, the
11 Governor shall appoint the students from lists of names of at least
12 two, but not more than five, persons furnished by the governing
13 board of any statewide student organization that represents the
14 students of the California State University and the student body
15 organizations of the campuses of the California State University.
16 Any appointment to fill a vacancy of a student member shall be
17 effective only for the remainder of the term of the ~~person's~~ *student*
18 *member's* office that became vacated.

19 (3) The term of office of one student member of the board shall
20 commence on July 1 of an even-numbered year and expire on June
21 30 two years thereafter. The term of office of the other student
22 member of the board shall commence on July 1 of an
23 odd-numbered year and expire on June 30 two years thereafter.
24 Notwithstanding paragraph (1), a student member who graduates
25 from his or her college or university on or after January 1 of the
26 second year of his or her term of office may serve the remainder
27 of the term.

28 (4) (A) During the first year of a student member's term, a
29 student member shall be a member of the board and may attend
30 all meetings of the board and its committees. At these meetings,
31 a student member may fully participate in discussion and debate,
32 but may not vote. During the second year of a student member's
33 term, a student member may exercise the same right to attend
34 meetings of the board, and its committees, and shall have the same
35 right to vote as the members appointed pursuant to subdivision
36 (a).

37 (B) *Notwithstanding subparagraph (A), during the first year of*
38 *a student member's term, the student member may vote at a board*
39 *meeting if the other student member is absent from that meeting*
40 *due to illness, a family emergency, or a medical emergency.*

1 (5) Notwithstanding paragraph (4), if a student member resigns
2 from office or a vacancy is otherwise created in that office during
3 the second year of a student member's term, the remaining student
4 member shall immediately assume the office created by the vacancy
5 and all of the participation privileges of the second-year student
6 member, including the right to vote, for the remainder of that term
7 of office.

8 (6) *A student member shall have his or her tuition fee waived*
9 *for the duration of his or her term of office.*

10 (c) (1) A faculty member from the California State University,
11 who shall be tenured at the California State University campus at
12 which he or she teaches, shall also be appointed by the Governor
13 *to serve on the board* for a two-year term. In the selection of a
14 faculty member as a member of the board, the Governor shall
15 appoint the faculty member from a list of names of at least two
16 persons furnished by the Academic Senate of the California State
17 University.

18 (2) The faculty member of the board appointed by the Governor
19 pursuant to this subdivision shall not participate on any
20 subcommittee of the board responsible for collective bargaining
21 negotiations.

22 (3) The term of office of the faculty member of the board shall
23 commence on July 1, and shall expire on June 30 two years
24 thereafter.

25 *SEC. 2. Section 1.5 of this bill incorporates amendments to*
26 *Section 66602 of the Education Code proposed by both this bill*
27 *and Assembly Bill 447. It shall only become operative if (1) both*
28 *bills are enacted and become effective on or before January 1,*
29 *2014, (2) each bill amends Section 66602 of the Education Code,*
30 *and (3) this bill is enacted after Assembly Bill 447, in which case*
31 *Section 1 of this bill shall not become operative.*